101ST CONGRESS
2d Session

HOUSE OF REPRESENTATIVES

REPORT
101-900

MAKING APPROPRIATIONS FOR THE DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT, AND FOR SUNDRY INDEPENDENT AGENCIES, COMMISSIONS, CORPORATIONS, AND OFFICES FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1991, AND FOR OTHER PURPOSES

OCTOBER 18, 1990.—Ordered to be printed

Mr. TRAXLER, from the committee of conference, submitted the following

CONFERENCE REPORT

[To accompany H.R. 5158]

The Committee of Conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 5158) "making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 2, 4, 9, 10, 15, 20, 28, 32, 35, 53, 55, 57, 59, 64, 66, 69, 70, 71, 72, 74, 96, 103, 114, and 121.

That the House recede from its disagreement to the amendments of the Senate numbered 8, 12, 14, 16, 22, 26, 27, 29, 31, 33, 34, 36, 38, 39, 40, 43, 45, 46, 49, 50, 81, 84, 88, 89, 91, 92, 97, 98, 104, 106, 107, 109, 110, 111, 115, and 117, and agree to the same.

Amendment numbered 3:

That the House recede from its disagreement to the amendment of the Senate numbered 3, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment, amended as follows:

In lieu of the sum proposed in said amendment insert: *$7,870,000,000*; and the Senate agree to the same.

Amendment numbered 7:

That the House recede from its disagreement to the amendment of the Senate numbered 7, and agree to the same with an amendment, as follows:

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In lieu of the sum proposed by said amendment insert: *$41,434,000*; and the Senate agree to the same.

Amendment numbered 21:

That the House recede from its disagreement to the amendment of the Senate numbered 21, and agree to the same with an amendment, as follows:

Restore the matter stricken by said amendment amended to read as follows:

: Provided further, *That to the extent the amount in this paragraph is insufficient, the Secretary may, from the Annual Contributions for Assisted Housing paragraph, transfer to, add to, and merge with the amounts appropriated under this paragraph up to $150,000,000 to fund such insufficiency, and the $1,810,442,000 earmarked for amendments to section 8 contracts other than contracts for projects developed under section 202 of the Housing Act of 1959, in the Annual Contributions for Assisted Housing paragraph, shall be reduced by an amount equal to the amount transferred*; and the Senate agree to the same.

Amendment numbered 24:

That the House recede from its disagreement to the amendment of the Senate numbered 24, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *$9,500,000*; and the Senate agrees to the same.

Amendment numbered 44:

That the House recede from its disagreement to the amendment of the Senate numbered 44, and agree to the same with an amendment, as follows; In lieu of the sum proposed by said amendment insert: *$28,500,000*; and the Senate agree to the same.

Amendment numbered 67:

That the House recede from its disagreement to the amendment of the Senate numbered 67, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *$7,481,000*; and the Senate agree to the same.

Amendment numbered 68:

That the House recede from its disagreement to the amendment of the Senate numbered 68, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *$974,700,000*; and the Senate agree to the same.

Amendment numbered 79:

That the House recede from its disagreement to the amendment of the Senate numbered 79, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *$48,500,000*; and the Senate agree to the same.

Amendment numbered 87:

That the House recede from its disagreement to the amendment of the Senate numbered 87, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *$1,873,000*; and the Senate agree to the same.

Amendment numbered 93:

That the House recede from its disagreement to the amendment of the Senate numbered 93, and agree to the same with an amendment, as follows:

In lieu of the sum proposed by said amendment insert: *$3,351,000*; and the Senate agree to the same.

Amendment numbered 99:

That the House recede from its disagreement to the amendment of the Senate numbered 99, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and the matter inserted by said amendment insert the following:

For necessary expenses, not otherwise provided for, including research, development, operations, services, minor construction, maintenance, repair, rehabilitation and modification of real and personal property; purchase, hire, maintenance, and operation of other than administrative aircraft, necessary for the conduct and support of aeronautical and space research and development activities of the National Aeronautics and Space Administration; $6,023,600,000, to remain available until September 30, 1992.

And the Senate agreed to the same.

The committee of conference report in disagreement amendments numbered 1, 5, 6, 11, 13, 17, 18, 19, 23, 25, 30, 37, 41, 42, 47, 48, 51, 52, 54, 56, 58, 60, 61, 62, 63, 65, 73, 75, 76, 77, 78, 80, 82, 83, 85, 86, 90, 94, 95, 100, 101, 102, 105, 108, 112, 113, 116, 118, 119, and 120.

BOB TRAXLER,
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SILVIO O. CONTE,
Managers on the Part of the House.

BARBARA A. MIKULSKI,
PAT LEAHY,
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ALFONSE M. D'AMATO,
CHUCK GRASSLEY,
DON NICKLES,
PHIL GRAMM,
MARK O. HATFIELD,
Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 5158) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying report.

TITLE I—DEPARTMENT OF VETERANS AFFAIRS

VETERANS BENEFITS ADMINISTRATION

Amendment No. 1: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate allowing the use of readjustment benefits funds to pay for any court order, court award, or compromise settlement arising from litigation involving the vocational training program.

VETERANS HEALTH SERVICE AND RESEARCH ADMINISTRATION

Amendment No. 2: Appropriates $12,310,490,000 for medical care as proposed by the House, instead of $12,227,066,000 as proposed by the Senate.

The conference agreement reflects the following changes from the budget estimate:

+$15,700,000 for special pay for nurses.

+$40,000,000 for special pay for doctors and dentists.

+$15,000,000 for increased benefit costs. This amount, together with the additional $55,700,000 for special pay, will ensure funds to support the requested staffing level of 194,638.

+$500,000 to establish an outreach clinic in Floyd County, Kentucky, and to expand mobile clinic services in Eastern Kentucky.

+$6,000,000 above the budget request for salary and other costs at long-term psychiatric care hospitals.

−$9,676,000 from the increases requested for equipment, supplies and materials, and other services.

+$8,400,000 above the budget request for three new geriatric research, education, and clinical centers.

+$5,000,000 above the budget request for post-traumatic stress disorder (PTSD) treatment, including the establishment of new PTSD clinical treatment teams and new inpatient PTSD units.

+$1,500,000 above the budget request for the minority PTSD study outlined in the Senate report.

+$1,000,000 above the budget request for the readjustment counseling program.

This total amount of funding is specifically intended to support 194,638 full-time equivalent employees (FTE) with the understanding that, in accordance with established congressional practice, any additional pay costs necessary to support that FTE level will be borne by the VA, using funds made available by this measure, funds made available by enactment of supplemental appropriations, or through absorption of the costs, or some combination thereof.

Amendment No. 3: Restores language proposed by the House and stricken by the Senate earmarking $7,904,000,000 for personnel and compensation benefits costs, amended to earmark $7,870,000,000.

Amendment No. 4: Appropriates $216,795,000 for medical and prosthetic research as proposed by the House, instead of $226,537,000 as proposed by the Senate.

The conferees agree that the distribution of the $18,258,000 increase above the budget estimate is as follows:

+$2,500,000 for prosthetic research.

+$5,000,000 for health services research.

+$1,000,000 for a survey and evaluation of the scientific evidence relating to dioxin and other toxic herbicides used in Vietnam.

+$9,758,000 for medical research with a portion of the increase for AIDS research.

Amendment No. 5: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate earmarking $1,000,000 for a survey and evaluation of the scientific evidence relating to dioxin and other toxic herbicides used in Vietnam.

Amendment No. 6: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter proposed by said amendment, insert the following:

Health Professional Scholarship Program For Payment of Health Professional Scholarship Program grants, as authorized by law, to students who agree to a service obligation with the Department of Veterans Affairs at one of its medical facilities, $10,113,000.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees have agreed to establish a new appropriation account for the health professional scholarship program as proposed by the Senate, but have retained the $493,000 requested for nine FTE and other administrative costs in the medical administration and miscellaneous operating expenses account.

Amendment No. 7: Appropriates $41,434,000 for medical administration and miscellaneous operating expenses, instead of $52,047,000 as proposed by the House and $37,123,000 as proposed by the Senate.

The conferees agree with the following changes from the budget estimate:

+$2,818,000 above the budget request for the Commission on the Future Structure of Veterans Health Care. The total employee travel limitation in the medical administration and miscellaneous operating expenses appropriation is revised to $950,000 to include travel of $323,000 for the Commission.

−$9,113,000 from the request of $9,606,000 for the health professional scholarship program. Grants for the scholarship program are provided in a new separate account but administrative expenses have been retained in this account.

DEPARTMENTAL ADMINISTRATION

Amendment No. 8: Limits official reception and representation expenses in the general operating expenses appropriation to $25,000 as proposed by the Senate, instead of $7,000 as proposed by the House.

Amendment No. 9: Appropriates $902,514,000 for general operating expenses as proposed by the House, instead of $865,415,000 as proposed by the Senate.

The committee of conference is in agreement with the following changes from the budget estimate:

+$8,000,000 for 216 FTE to increase the 11,610 field staffing requested for the Veterans Benefits Administration. The conferees agree that *not less than* $1,000,000 is for 22 FTE in the vocational rehabilitation and counseling program, with the balance of staffing to be distributed at the discretion of the VA to loan guaranty and adjudication.

+$250,000 for five FTE to restore the Board of Veterans Appeals staffing to the 427 level.

+6,400,000 for phase II of the loan production system.

−$3,000,000 from the $16,609,000 requested for central office renovation.

−$3,000,000 from the $26,339,000 increase requested for other than salary costs in the Veterans Benefits Administration.

−$8,650,000 from the $47,132,000 increase requested for the National Cemetery System and general administration. This decrease is to be applied at the VA's discretion to offices other than the Board of Veterans Appeals or the Board of Contract Appeals, and any staffing reductions in other offices are to be applied to the central office only.

Amendment No. 10: Restores language proposed by the House and stricken by the Senate earmarking $616,658,000 and not less than 12,550 FTE for the Veterans Benefits Administration.

Amendment No. 11: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter proposed by said amendment, insert the following:

: Provided that funds shall be available, and authority granted, to enable the Secretary to enter into enhanced-use agreements under the terms and conditions of section 704 of S. 2100 (101st Cong., 2d sess. (1990)), as reported by the Senate Committee on Veterans Af-

fairs, with respect to facilities located at the Department of Veterans Affairs Medical Center, Baltimore, Maryland (Loch Raven)

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 12: Appropriates $24,859,000 for the Office of Inspector General as proposed by the Senate, instead of $26,859,000 as proposed by the House.

Amendment No. 13: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the sum proposed by said amendment, insert the following:

$580,000,000

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conference agreement includes the following changes from the budget estimate:

+$7,000,000 which, together with $240,077,000 in the budget request, will provide for a new hospital at Detroit. The additional funds will ultimately permit the hospital to accommodate 503 beds.

+$8,900,000 for a 120-bed nursing home care unit at the Lake City, Florida, VA Medical Center.

+$3,400,000 for a laundry and warehouse project at the Mountain Home, Tennessee, VA Medical Center.

+$8,000,000 for a clinical, outpatient, research, parking, and central air-conditioning project at the Ann Arbor Va Medical Center. Of this amount, $5,000,000 is for planning and $3,000,000 is for roadway relocation and site utilities.

+$800,000 for the advanced planning of a modernization project at the Wilkes-Barre VA Medical Center.

−$4,630,000 from the budget request of $14,170,000 for the advanced planning fund.

−$3,500,000 from the budget request of $9,350,000 for the design fund.

+$4,800,000 for the contract documents of a replacement for the ambulatory care facility on the grounds of the William Beaumont Army Medical Center at El Paso.

+$3,100,000 for the design of a psychiatric and outpatient facilities modernization project at the Northport VA Medical Center.

+$3,200,000 for the design and site preparation of a clinical addition project at the Wilmington Va Medical Center.

+$25,000 for an environmental assessment for an expansion of the national cemetery at Alexandria, Louisiana.

+$1,450,000 for planning and site acquisition for a new national cemetery at Albany, New York.

+$1,506,000 for planning and site acquisition for a new national cemetery in the Chicago area.

+$1,690,000 for planning and site acquisition for a new national cemetery in the Cleveland area.

+$2,385,000 for planning and site acquisition for a new national cemetery in the Seattle/Tacoma area.

+$624,000 for the design of the renovation of the nursing home care unit at the Tuskegee VA Medical Center.

+$8,000,000 to complete the pedestrian bridge at the Portland VA Medical Center.

+$250,000 for the advanced planning and an enviornmental impact statement for a new national cemetery in the Oklahoma City-Lawton, Oklahoma, area.

+$250,000 for an environmental impact statement for a new national cemetery in the Pittsburgh area.

+$250,000 in advanced planning funds for the research addition at the Huntington VA Medical Center.

+$2,500,000 for the purchase of land adjacent to the Providence, Rhode Island, VA Medical Center. It is anticipated that construction funding of approximately $12,000,000 will be requested in the future.

Amendment No. 14: Appropriates $130,640,000 for construction, minor projects as proposed by the Senate, instead of $146,140,000 as proposed by the House.

The conferees agree with the following changes from the budget estimate:

+$500,000 for a compensation work therapy program at the Northampton VA Medical Center.

−$15,500,000 from the budget request for minor construction projects.

The committee of conference directs the VA to provide $1,000,000 from within available resources to construct a pedestrian bridge to connect the University of Arkansas Medical Services clinical building and the John L. McClellan Memorial Veterans Hospital.

The conferees direct the VA to construct from within available resources a heating and air-conditioning plant at the Muskogee, Oklahoma, VA Medical Center.

The conferees also direct the VA to provide $40,000 from within available resources to construct an addition to the Fort McPherson National Cemetery in Maxwell, Nebraska.

Amendment No. 15: Appropriates $28,900,000 for the parking garage revolving fund as proposed by the House, instead of $18,900,000 as proposed by the Senate. The conferees agree that the $10,000,000 above the budget request is for the parking garage component of the major construction project at the Ann Arbor VA Medical Center.

Amendment No. 16: Appropriates $70,000,000 for grants for construction of state extended care facilities as proposed by the Senate, instead of $65,000,000 as proposed by the House.

Amendment No. 17: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter proposed by said amendment, insert the following:

Appropriations accounts available to the Department of Veterans Affairs for fiscal year 1991 shall be available to pay prior year obligations of corresponding prior year appropriations accounts resulting from title X of the Competitive Equality Banking Act, Public Law 100-86, 1987, except that if such obligations are from trust fund accounts they shall be payable from "Compensation and pensions".

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

TITLE II—DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING PROGRAMS

Amendment No. 18: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

For asssistance under the United States Housing Act of 1937, as amended ("the Act" herein) (42 U.S.C. 1437), not otherwise provided for, $9,525,000,000, to remain available until expended: Provided, That of the new budget authority provided herein, $233,361,000 shall be for the development or acquisition cost of public housing for Indian families, including amounts for housing under the mutual help homeownership opportunity program under section 202 of the Act (42 U.S.C. 1437bb); $733,760,000 shall be for the development or acquisition cost of public housing, including major reconstruction of obsolete public housing projects, other than for Indian families; $2,500,000,000 shall be for modernization of existing public housing projects pursuant to section 14 of the Act (42 U.S.C. 14371), including funds for the comprehensive testing, abatement, and risk assessment of lead, of which $5,000,000 shall be for technical assistance and training under section 20 of the Act (42 U.S.C. 1437r); $1,073,202,000 shall be for the section 8 existing housing certificate program (42 U.S.C. 1437f), including project-based section 8 assistance to help implement plans of action approved under title II of the Housing and Community Development Act of 1987, of which $65,150,000 shall be for eligible tenants affected by the demolition or disposition of public housing units (including units occupied by Indian families) and $48,863,000 shall be for certificates to be used as replacement for units of public housing (including those for Indian families) lost through demolition or disposition; $811,898,000 shall be available for the housing voucher program under section 8(o) of the Act (42 U.S.C. 1437(o)); $1,810,442,000 for amendments to section 8 contracts other than contracts for projects developed under section 202 of the Housing Act of 1959, as amended; up to $283,125,000 shall be available for section 8 assistance for property disposition; $440,600,000 shall be for loan management, of which $200,000,000 may be used for housing preservation assistance, incentives, and grants upon enactment into law of authorizing legislation; and any amounts of budget authority provided herein that are used for loan management activities under section 8(b)(1) (42 U.S.C. 1437f(b)(1)) shall not be obligated for a contract term that is less than five years: Provided further, That of that portion of such budget authority under section 8(o) to be used to achieve a net increase in the number of dwelling units for assisted families, highest priority shall be given to assisting families, who as a result of rental rehabilitation action are involuntarily displaced or who are or would be displaced in consequence of increased rents (wherever the level of such rents exceeds 35 per centum of the adjusted income

of such families, as defined in regulations promulgated by the Department of Housing and Urban Development): Provided further, That those portions of the fees for the cost incurred in administrating incremental units assisted in the certificate and housing voucher programs under section 8(b) and 8(o), respectively, shall be established or increased in accordance with the authorization for such fees in section 8(q) of the Act: Provided further, That of the $9,525,000,000 provided herein, $35,000,000 shall be for assistance under the Nehemiah housing opportunity program pursuant to section 612 of the Housing and Community Development Act of 1987 (Public Law 100-242), but such amount shall be obligated under title VI of the Housing and Community Development Act of 1987, notwithstanding the sunset provision in section 613 thereof, and, notwithstanding the language preceding the first proviso of this paragraph, $54,250,000 shall be used for special purpose grants in accordance with the terms and conditions specified for such grants in the committee of conference report and statement of managers accompanying this Act; Provided further, That, notwithstanding any other provision of law, of the funds available under the "Community development grants" appropriation in Public Law 101-144, as amended, for grants under section 106 of the Housing and Community Development Act of 1974, $14,000,000 may be made available under section 107 of such Act: Provided further, That amounts equal to all amounts of budget authority (and contract authority) reserved or obligated for the development or acquisition costs of public housing (including public housing for Indian families), for modernization of existing public housing projects (including such projects for Indian families), and except as hereinafter provided for programs under section 8 of the Act (42 U.S.C. 1437f), which are recaptured during fiscal year 1991, shall be rescinded: Provided further, That 50 per centum of the amounts of budget authority, or in lieu thereof 50 per centum of the cash amounts associated with such budget authority, that are recaptured from projects described in section 1012(a) of the Stewart B. McKinney Homeless Assistance Amendments Act of 1988 (Public Law 100-628, 102 Stat. 3224, 3268) shall not be rescinded, or in case of cash, shall not be remitted to the Treasury, and such amounts of budget authority or cash shall be used by State housing finance agencies in accordance with such section: Provided further, That notwithstanding the 20 per centum limitation under section 5(j)(2) of the Act, any part of the new budget authority for the development or acquisition costs of public housing other than for Indian families may, in the discretion of the Secretary, based on applications submitted by public housing authorities, be used for new construction or major reconstruction of obsolete public housing projects other than for Indian families: Provided further, That, notwithstanding any other provision of law, not to exceed 750 units of public housing may be sold or transferred during fiscal year 1991: Provided further, That the paragraph under the Administrative Provisions head in title II of Public Law 101-144 (approved November 9, 1989) (103 Stat. 839, 852-854), setting aside amounts for indemnification with respect to all or parts of claims arising from lead-based paint testing or abatement, is hereby amended by striking out "1992" and inserting "1998".

Of the $9,525,000,000 provided under this head, $610,115,000 shall be used for capital advances for supportive housing for the elderly under section 202 of the Housing Act of 1959 (as amended by section 801 of S. 566 (101st Cong., 2d Sess.), the National Affordable Housing Act (the "bill" in the paragraph)), which provision, and other provisions of the bill cited in this paragraph and the three paragraphs that follow are deemed as enacted as of the enactment date of this Appropriations Act, of which $60,000,000 shall be for amendments for contracts for projects previously reserved under section 202 (as it existed before the date on which the bill was deemed enacted), including under section 801(d) of the bill, to remain available until expended: Provided, That to the extent such funds include an amount for a project that does not covert under section 801(c)(1) of the bill to assistance under section 202 (as amended by section 801 of the bill), such amounts shall be transferred to the section 202 Direct Loan Account for obligation for such project; and such account shall be maintained as authorized under section 202(a)(4) of the Housing Act of 1959, as it existed before the date on which the bill was deemed enacted: Provided further, That to the extent that any funds remain after allocations under section 202(e), (as amended by section 801 of the bill), the Secretary shall make grants for retrofitting housing for the elderly in accordance with section 802 of the bill: Provided further, That the Secretry may transfer for use under this paragraph any funds reserved under section 202 (as it existed before the date on which the bill was deemed enacted) for which no loan has been executed and recorded, to which the Secretary applies section 202 (as amended by section 801 of the bill), as provided by section 801(c) of the bill, and any funds so transferred shall be added to and merged with the amounts otherwise available under this paragraph: Provided further, That at the election of a sponsor of a project under section 202 (as it existed before the date on which the bill was deemed enacted), the Secretary shall provide funding for amendments either under section 202 (as it existed before or after the date on which the bill was deemed enacted) or under section 801(c)(1), and any amount for amendments to be provided under section 202 (as it existed before the date on which the bill was deemed enacted) shall be transferred to the section 202 Direct Loan Account for obligation for such project: Provided further, That of the amounts available under this paragraph, up to $5,000,000 shall be available for contracts for technical assistance in accordance with section 202(k)(1) (as amended by section 801 of the bill).

Of the amounts made available under this head, $449,619,000 shall be used for project rental assistance for supportive housing for the elderly under section 202 of the Housing Act of 1959, as amended by section 801 of S. 566 (101st Cong., 2d Sess.), the National Affordable Housing Act (the "bill" in this paragraph), of which $186,000,000 shall be for amendments for contracts for projects for the elderly previously reserved under section 202 (as it existed before the date on which the bill was deemed enacted), to remain available until expended: Provided, That to the extent such funds include an amount for a project that does not covert to assistance under section 202 (as amended by section 801 of the bill), such amount shall be for obligation for such project as authorized under section 8 of the

United States Housing Act of 1937 (as it existed before the date on which the bill was deemed enacted: Provided further, That the Secretary may transfer for use under this paragraph any funds reserved under section 8 of the United States Housing Act of 1937 for assistance for projects for the elderly under section 202 (as it existed before the date on which the bill was deemed enacted), for which no loan has been executed and recorded, to which the Secretary applies section 202 (as amended by section 801 of the bill) as provided by section 801(c) of the bill, and any funds so transferred shall be added to and merged with the amounts otherwise available under this paragraph: Provided further, That following the election under section 801(c)(2) of a sponsor of a project under section 202 (as it existed before the date on which the bill was deemed enacted), as to whether the Secretary shall provide funding either under section 202, as it existed before or after the date on which the bill was deemed enacted, any theretofore reserved section 8 amounts that remain available shall be transferred and merged with any other amounts available under this paragraph, and made available for other supportive housing for the elderly under section 202 (as amended by the bill).

Of the $9,525,000,000 provided under this head, $121,709,000 shall be used for capital advances under section 811 of S. 566 (101st Cong., 2nd Sess.), the National Affordable Housing Act (the "bill" in this paragraph) for supportive housing for persons with disabilities (including 500 units for persons disabled as a result of infection with the human acquired immunodeficiency virus), of which $15,000,000 shall be for amendments for contracts for projects for the handicapped previously reserved under section 202(h) of the Housing Act of 1959 (as it existed before the date on which the bill was deemed enacted), to remain available until expended: Provided, That to the extent such funds include an amount for a project that does not convert under section 811(m)(1) of the bill to assistance under section 811 of the bill, such amount shall be transferred to the section 202 Direct Loan account for obligation for such project; and such amount shall be maintained as authorized under section 202(a)(4) of the Housing Act of 1959 (as it existed before the date on which the bill was deemed enacted): Provided further, That the Secretary may transfer for use under this paragraph any funds reserved under section 202 or 202(h) (as it existed before the date on which the bill was deemed enacted) for which no loan has been executed and recorded, to which the Secretary applies section 811 of the bill, as provided in section 811(m) of the bill, and any funds so transferred shall be added to and merged with the amounts otherwise made available under this paragraph: Provided further, That at the election of a sponsor of a project for housing for the handicapped under section 202 or 202(h) (as it existed before the date on which the bill was deemed enacted), the Secretary shall provide funding for amendments either under section 202 (as it existed before or after the date on which the bill was deemed enacted) or under section 811, and any amount for amendments to be provided under section 202 (as it existed before the date on which the bill was deemed enacted) shall be transferred to the section 202 Direct Loan account for obligation for such project: Provided further, That of the amounts available under this head, up to $5,000,000 shall be avail-

able for contracts for technical assistance in accordance with section 811(j)(1) of the bill.

Of the amounts provided under this head, $156,000,000 shall be used for project rental assistance for supportive housing under section 811 of S. 566 (101st Cong., 2d Sess.), the National Affordable Housing Act (the "bill" in this paragraph) for persons with disabilities (including 500 units of housing for persons disabled as a result of infection with the human acquired immunodeficiency virus), of which $52,000,000 shall be for amendments for contracts for projects previously reserved under section 202(h) of the Housing Act of 1959 (as it existed before the date on which the bill was deemed enacted), to remain available until expended: Provided, That to the extent such funds include an amount for a project for housing for the handicapped that does not convert to assistance under section 811 of the bill, such amount shall be for obligation for such project as authorized under section 8 of the United States Housing Act of 1937 and section 202(h) of the Housing Act of 1959 (as such sections existed before the date on which the bill was deemed enacted): Provided further, That the Secretary may transfer for use under this paragraph any funds previously reserved under section 8 of the United States Housing Act of 1937 and section 202(h) of the Housing Act of 1959 for which no loan has been executed and recorded, to which the Secretary applies section 811 of the bill, as provided by 811(m) of the bill, and any funds so transferred shall be added to and merged with amounts otherwise available under this paragraph: Provided further, That following the election under section 811(m)(2) of a sponsor of a project for the handicapped under section 202 (as it existed before the date on which the bill was deemed enacted) as to whether the Secretary shall provide funding either under section 202, as it existed before or after the date on which the bill was deemed enacted, any theretofore reserved amounts under section 8 and section 202(h), (as such sections existed before the date on which the bill was deemed enacted) that remain shall be transferred and merged with any other amounts available for use under this paragraph, and made available for other housing under section 202, as amended by the bill.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees expect the Department and the Office of Management and Budget to adhere to the 1991 program detailed in the following table:

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING FY 1991—GROSS RESERVATIONS

	Units	Cost	Term	Budget authority
Recaptures	NA	NA	NA	$236,375,000
Rescission of Recaptures	NA	NA	NA	(236,375,000)
New Authority	NA	NA	NA	9,525,000,000
Total Available	NA	NA	NA	9,525,000,000
Public/Indian Housing:				
Public Housing [1]	10,000	$73,376	NA	733,760,000
Indian Housing [1]	3,000	77,787	NA	233,361,000
Amendments	49,125	NA	NA	164,030,000
Lease Adjustments	23,000	NA	NA	25,100,000

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING FY 1991—GROSS RESERVATIONS—Continued

	Units	Cost	Term	Budget authority
Modernization	NA	NA	NA	2,500,000,000
Subtotal, Public/Indian	85,125			3,656,251,000
Section 8 and Other Programs:				
Elderly:				
Capital Grants	[10,000]	55,012	NA	550,115,000
Rental Assistance [1]	10,000	1,318	20	263,619,000
Amendments	14,224	NA	NA	246,000,000
Handicapped:				
Capital Grants	[2,000]	53,355	NA	106,709,000
Rental Assistance [1]	2,000	2,600	20	104,000,000
Amendments	3,977	NA	NA	67,000,000
Subtotal, Elderly/Handicapped	30,201			1,337,443,000
Vouchers:				
Incremental [1]	25,850	5,831	5	753,648,000
Public Housing Relocation	1,000	5,825	5	29,125,000
Opt-outs	1,000	5,825	5	29,125,000
Subtotal,Vouchers	27,850			811,898,000
Property Disposition	2,706	6,975	15	283,125,000
Certificates:				
Incremental Certificates [1]	30,997	6,189	5	959,189,000
P. H. Demolition/Disposition	2,000	6,515	15	65,150,000
Replacement Certificates	500	6,515	15	48,863,000
Subtotal, Certificates	33,497			1,073,202,000
Moderate Rehabilitation:				
Single Room Occupancy [1 2]	[2,763]	3,799	10	[105,000,000]
Loan Management:				
Incremental [1]	13,200	5,341	5	352,480,000
Non-Incremental	3,300	5,341	5	88,120,000
Subtotal, Loan Management	16,500			440,600,000
Section 23 Conversions	1,300	3,506	5	22,789,000
Contract Renewals [2]	[294,495]	NA	NA	[7,734,985,400]
Amendments:				
Existing Housing	232,789	NA	5	768,000,000
Ranier View Requirements	22,000	NA	7	70,000,000
Project Reserves	124,450	NA	7	889,942,000
Moderate Rehab	1,797	NA	10	62,000,000
Property Disposition	231	NA	15	20,500,000
Subtotal, Amendments	381,267			1,810,442,000
Subtotal, Section 8 and Other	493,321	NA	NA	5,779,499,000
Total, Sec. 8, 202(h) and Public and Indian programs	578,446	NA	NA	9,435,750,000
Nehemiah Grants	NA	NA	NA	35,000,000
Special Purpose Grants	NA	NA	NA	54,250,000
Total, All programs	578,446	NA	NA	9,525,000
Incremental Units:				
Annual contributions programs	95,047			
Homeless units	2,763			
Subtotal, Incremental	97,810			
Non-Incremental:				
Annual contributions programs	483,399			
Contract Renewals	294,495			

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING FY 1991—GROSS RESERVATIONS—Continued

	Units	Cost	Term	Budget authority
	777,894			
Total, All Units	875,704			

[1] Represents incremental units.
[2] Numbers in brackets represent units/amounts funded in a separate account.

The conference agreement includes $1,337,443,000 for a restructured section 202 housing for the elderly or handicapped program. This funding level will provide for a fiscal year 1991 program of 12,000 incremental units for elderly and handicapped persons, 5,033 units more than proposed in the budget request. Of the 12,000 units provided for, 10,000 are for elderly and 2,000 are for handicapped, with 500 of the handicapped units to be allocated for individuals suffering from acquired immune deficiency syndrome.

The conference agreement includes $440,600,000 for 16,500 section 8 loan management set asides to address the prepayment issue. This is the same amount recommended by both the House and Senate. The conferees have also agreed to include language permitting up to $200,000,000 of the loan management funds to be available for the new preservation activities as provided for in the conference agreement on the housing authorization bill. The conferees urge the Department to give a high priority to implementing the prepayment provisions of the housing authorization bill when it is enacted into law.

The conference agreement includes $54,250,000 for special grants to be used in accordance with the terms and conditions specified in this report. The conference agreement also includes language making $14,000,000 of fiscal year 1990 community development grant funds available for technical assistance grants for economic development-type projects. The conferees understand that this $14,000,000 is no longer needed to replenish the basic community development grants account as urban development action grant recaptures are sufficient to cover basic program needs.

The conferees are in agreement with the following special purpose grants:

+$5,900,000 for the conversion of 200 units of public housing to resident homeownership at the Carr Square Village project in St. Louis, Missouri.

+$1,500,000 for low-income housing and economic development, to be applied in equal amounts to the Hilltop neighborhood in Tacoma, Washington, and the Central Area neighborhood in Seattle, Washington.

+$1,500,000 for a senior citizen employment and social services center connected to the Krueger Mansion in Newark, New Jersey.

+$500,000 for the Success Through Academic and Recreational Support (STARS) program run by the Fort Myers, Florida, public housing authority for the protection of at-risk children in public housing.

+$2,500,000 for the removal of asbestos and site clearing activities at the Rath Packing Plant in Waterloo, Iowa.

+$500,000 for drug elimination activities at the Vernon Manor and Morning Star housing projects in Tulsa, Oklahoma.

+$1,200,000 for Hawaiian homeland infrastructure development.

+$500,000 for development of a National Center for the Revitalization of Central Cities at the University of New Orleans in New Orleans, Louisiana.

+$200,000 for the completion of the paralyzed veterans center in Omaha, Nebraska.

+$2,000,000 for completing the demolition of the Old Morrell site in Ottumwa, Iowa.

+$500,000 to help low-income tenants of the Highgate Apartments in Barre, Vermont, to avoid the loss of their units for low-income housing.

+$50,000 for drug elimination activities at the Newport Apartments project in Mount Clemens, Michigan.

+$250,000 for the construction of a youth and community facility at New Haven, West Virginia.

+$2,000,000 for site work connected with economic redevelopment of Sioux City, Iowa.

+$200,000 for the Marshall County Senior Citizens Center in Marshall County, Tennessee, to convert an existing school building for use to provide citizen services.

+$1,300,000 to assist in job retention for agricultural workers at Hamakua coast sugar cane mills in Hawaii that are suffering continued economic hardship.

+$2,000,000 for the Teen Education, Achievement and Management Program in New Orleans, Louisiana, that targets teenage parents in public housing.

+$500,000 to the County of Hawaii for an environmental impact statement for the development of a water resource system for the community of Kohala.

+$500,000 for infrastructure development in West Valley, Utah.

+$3,150,000 for neighborhood economic improvement for the city of New Orleans, Louisiana.

+$1,000,000 for a rural, community-based health insurance program in two communities in the Mississippi River Delta region of Arkansas.

+$700,000 for infrastructure improvements for the town of Clinton, Tennessee.

+$500,000 for housing rehabilitation in Ogden, Utah.

+$1,110,000 for the expansion of the Charles Drew Health Center in Omaha, Nebraska, to provide additional space for health facilities and an early childhood program.

+$250,000 for a Utah revolving loan fund pilot program.

+$500,000 for elderly housing activities in Salt Lake City, Utah.

+$250,000 for a rural, community-based health care project in Nebraska.

+$30,000 for a water system study in Forest Heights, Illinois.

+$1,000,000 for relocation of the St. Mary's food kitchen in Kansas City, Kansas.

+$175,000 for expansion of the Paulter Senior Center in Clarkston, Washington.

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+$120,000 for construction of handicapped access facilities for the Northeast Tri-County Health District's new clinic at Colville, Washington.

+$640,000 for the Spokane Housing Authority to establish a Housing Capital Needs, Infrastructure and Non-Profit Capacity-Building program to address the city's low-income housing crisis.

+$3,000,000 for the relocation of residents from the Southtown area of Peoria.

+$667,000 for the City of Chicago to assist the Ashland II Redevelopment Project.

+$520,000 for building facilities and infrastructure of a regional equipment center in Nanticoke City, Pennsylvania.

+$526,000 for a transitional housing and handicapped sheltering project of the Berkshire Community Action Council.

+$1,350,000 for the Bickerdike Redevelopment Corporation for the rehabilitation of 70 units in three buildings, for rental to low-income tenants in the City of Chicago.

+$1,000,000 for the Bedford Stuyvesant Restoration Corporation for capital repair, development of a wholly-owned housing management company, community planning and program review.

+$500,000 for the City of Fairmont, West Virginia, to refurbish and renovate a community humanities and cultural center.

+$795,000 to rehabilitate the Old Post Office Building in Lynn, Massachusetts.

+$275,000 for the Twin Pines Ranch Residential Treatment Program expansion for high risk juvenile offenders in Riverside, California.

+$250,000 to provide residential treatment for chemically addicted battered women and children at Tabor House in San Bernardino County, California.

+$350,000 for land for an alcohol treatment center in Tulare County, California.

+$150,000 for renovation of a rehabilitation center in Kings County, California.

+$995,000 for a performing art and cultural center in North Miami Beach, Florida.

+$950,000 for housing, community and economic development activities through the Ark-Tex Council of Governments, located in Bowie County, Texas.

+$195,000 for the Helen Brown Senior Center in Cleveland, Ohio.

+$197,000 for the Murtis Taylor Center Substance Abuse program in Cleveland, Ohio.

+$205,000 for the Karamu Theater Project in Cleveland, Ohio.

+$300,000 for infrastructure development in Lake Catherine, Louisiana.

+$660,000 for the Marabeau Apartments and Learing Center in New Orleans, Louisiana.

+$600,000 for elderly housing rehabilitation in New Orleans, Louisiana.

+$500,000 for the Conshohocken Urban Renweal Project in Pennsylvania.

+$1,500,000 to address ground subsidence problems in the Roxborough/Logan areas of Philadelphia, Pennsylvania.

+$975,000 for the Philadelphia Development Partnership.

+$1,950,000 for revitalization of the New Freedom Theater in Philadelphia, Pennsylvania.

+$600,000 for the Windber Recreation Park in Windber, Pennsylvania.

+$71,000 for the Barnes Memorial Park in Barnesboro, Pennsylvania.

+$585,000 for public safety equipment in Lawrence, Massachusetts.

+$790,000 for park improvements and shoreline protection in Saginaw, Michigan.

+$769,000 for Riverwalk, Bigelow Park, bridge lighting, and other improvements in Bay City, Michigan.

Amendment No. 19: Reported in technical disageement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate providing that of the funds appropriated for contract renewals $3,654,519,750 shall be for existing certificates, $3,102,872,600 shall be for housing vouchers, and $977,593,050 shall be for loan management units.

Amendments No. 20: Deletes language proposed by the Senate that will permit the Department to renew units for less than a five-year period in the event of sequestration.

Amendment No. 21: Restores language proposed by the House and stricken by the Senate permitting the transfer of up to $300,000,000 from amendment funds in the annual contributions for assisted housing account to meet any shortfalls in funds for section 8 renewals, amended to permit the transfer of up to $150,000,000.

The conferees direct that the Department request any additional funds necessary due to shortfalls in the estimate or as a result of sequestration in a 1991 supplemental or in the 1992 budget.

Amendment No. 22: Appropriates $70,000,000 for rental rehabilitation grants as proposed by the Senate, instead of $135,000,000 as proposed by the House.

Amendment No. 23: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate deleting the House language appropriating $491,570,000 for 8,035 section 202 units and including language providing in 1991 for the use of funds transferred from the annual contributions for assisted housing account and limiting the interest rate on direct loans to 9.25 percent, including an allowance adequate to cover administrative costs and probable losses.

The conferees have ageed to delete the House lanaguage regarding the section 202 program due to the restructuring of this program and the inclusion of $1,337,443,000 for 12,000 section 202 units in the annual contributions for assisted housing account.

The preparation and submission of applications for the section 202 program require the investment of substantial time and money by the applicants. Moreover, they often involve the negotiation of commitments from churches, foundations and local governments. An application that is rejected on technical grounds because of a mistake of fact or interpretation by the Department of Housing and Urban Development is a loss to the program, to the applicant,

and to the elderly residents that the project would have served. The committee of conference is informed that during its fiscal year 1990 rounds, HUD caused an undue hardship to United Church Homes by rejecting its application on technical grounds, without giving notice of the rejection, and not affording the applicant a reasonable and timely opportunity to respond. For these reasons, the conferees hereby urge the Secretary to give a priority in the fiscal year 1991 section 202 allocations to any of the United Church Homes projects determined qualified, but which were not funded from amounts available in fiscal year 1990.

Amendments No. 24: Appropriates $9,500,000 for congregate services, instead of $7,000,000 as proposed by the House and $12,000,000 as proposed by the Senate.

Amendment No. 25: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

$2,100,000,000: Provided, That of the funds made available under this heading, $125,000,000 shall not become available for obligation until September 20, 1991, and pursuant to section 202(b) of the Balanced Budget and Emergency Deficit Control Reaffirmation Act of 1987, this action is a necessary (but secondary) result of a significant policy change: Provided further, That the Secretary of Housing and Urban Development shall report to the Committees on Appropriations by February 1, 1991, as to whether or not funds provided under this heading are sufficient to satisfy 100 percent of the performance funding system for fiscal year 1991, unadjusted by unrealized or estimated savings

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 26: Appropriates $8,000,000 for housing counseling assistance as proposed by the Senate, instead of $5,000,000 as proposed by the House.

Amendment No. 27: Deletes language proposed by the House and stricken by the Senate that referenced $70,000,000 of excess rental receipts that were to be transferred to the annual contributions for assisted housing account. The conference agreement in the annual contributions for assisted housing account does not include the transfer of $70,000,000 as proposed by the House.

Amendment No. 28: Restores language proposed by the House and stricken by the Senate establishing a limitation of $1,100,000 for nonprofit sponsored assistance loans in fiscal year 1991.

Amendment No. 29: Appropriates $150,000,000 for drug elimination grants for low-income housing as proposed by the Senate, instead of $100,000,000 as proposed by the House.

Amendment No. 30: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate delaying the availability of funds, except for the $1,000,000 for contracts, technical assistance, and training, until September 1, 1991.

HOMELESS ASSISTANCE

Amendment No. 31: Appropriates $73,164,000 for the emergency shelter grants program as proposed by the Senate, instead of $75,000,000 as proposed by the House.

Amendment No. 32: Appropriates $150,000,000 for the transitional and supportive housing demonstration program as proposed by the House, instead of $143,592,000 as proposed by the Senate.

Amendment No. 33: Appropriates $11,263,000 for supplemental assistance for facilities to assist the homeless as proposed by the Senate, instead of $15,000,000 as proposed by the House.

Amendment No. 34: Appropriates $105,000,000 for section 8 moderate rehabilitation single room occupancy as proposed by the Senate, instead of $100,000,000 as proposed by the House.

SOLAR ENERGY AND ENERGY CONSERVATION BANK

Amendment No. 35: Restores language proposed by the House and stricken by the Senate withdrawing any recaptured funds in the assistance for solar and conservation improvements account. The conferees have agreed to this action because the amounts estimated to be withdrawn are too small to effectively continue the program. The conferees direct the Secretary to undertake a comprehensive review of actions which could be taken to improve energy conservation and efficiency in single and multi-family housing in light of the growing price of oil caused by potential oil shortages. The report should be submitted by November 1, 1991.

COMMUNITY PLANNING AND DEVELOPMENT

Amendment No. 36: Appropriates $3,200,000,000 for community development grants as proposed by the Senate, instead of $3,000,000,000 as proposed by the House.

Amendment No. 37: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate earmarking $31,930,000 for grants to Indian tribes.

Amendment Nos. 38, 39 and 40: Inserts conforming technical changes to language as proposed by the Senate.

Amendment No. 41: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate earmarking $2,000,000 for a neighborhood development demonstration program.

Amendment No. 42: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate raising the limitation on guaranteed loans under section 108 to $250,000,000, instead of $140,000,000 as proposed by the House.

Amendment No. 43: Appropriates $13,000,000 for urban homesteading as proposed by the Senate, instead of $15,000,000 as proposed by the House.

POLICY DEVELOPMENT AND RESEARCH

Amendment No. 44: Appropriates $28,500,000 for research and technology, instead of $30,000,000 as proposed by the House and $27,000,000 as proposed by the Senate.

The conferees are in agreement on the following changes to the budget request:

+$8,000,000 for program evaluation and monitoring activities. This amount, together with a $2,160,000 increase in the salaries and expenses account and a $1,443,000 increase in the Office of Inspector General, will permit a total of $11,603,000 for evaluation and monitoring activities.

−$3,375,000 as a general reduction to be applied at the discretion of the Department, except that none of the reduction is to be applied to the annual housing survey.

+$125,000 to determine the literacy and education needs in public and Indian housing projects throughout the Nation.

+$250,000 for research and technical assistance projects specifically related to persons with disabilities.

+$250,000 for lead paint research. This amount is in addition to the $250,000 requested in the budget.

+$250,000 for joint labor-management training programs to specifically address lead paint worker protection.

The 1990 conference agreement added $500,000 above the budget request for housing technology research. The committee of conference expects that HUD will continue this important research.

FAIR HOUSING AND EQUAL OPPORTUNITY

Amendment No. 45: Appropriates $12,410,000 for fair housing activities as proposed by the Senate, instead of $12,200,000 as proposed by the House.

Amendment No. 46: Earmarks $5,810,000 for the fair housing initiatives as proposed by the Senate, instead of $5,600,000 as proposed by the House.

Amendment No. 47: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate extending the Fair Housing Initiatives Demonstration Program under section 561(e) until September 30, 1991.

MANAGEMENT AND ADMINISTRATION

Amendment No. 48: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

For necessary administrative and nonadministrative expenses of the Department of Housing and Urban Development, not otherwise provided for, including not to exceed $7,000 for official reception and representation expenses, $825,500,000, of which $396,000,000 shall be provided from the various funds of the Federal Housing Administration: Provided, That during fiscal year 1991, notwithstanding any other provision of law, the Department of Housing

and Urban Development shall maintain an average employment of at least 1,411 for public and Indian housing programs and an average field employment of at least 1,950 staff years for multifamily insured mortgage programs and activities.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees are in agreement with the following changes from the budget estimate:

+$10,800,000 for 200 staff years in the Federal Housing Administration. The conferees agree that these additional staff years are to be allocated only to field offices.

+$1,400,000 for the Housing Assistance Council.

+$2,160,000 for 40 staff years to increase HUD's in-house program evaluation and monitoring activities. The conferees agree that of the increased staff years, 20 are for the Office of Policy Development and Research, 10 are for the Office of Housing, 5 are for the Office of Public and Indian Housing, 3 are for the Office of Community Planning and Development, and 2 are for the Office of Fair Housing and Equal Opportunity.

+$1,750,000 for 35 field staff years in the public and Indian housing programs, to be allocated only to field offices.

+$486,000 for 9 staff years to support the Office of Drug-Free Neighborhoods, which is being transferred from the Office of General Counsel.

−$486,000 for 9 staff years to support the Office of Drug-Free Neighborhoods. This office is being transferred to the Office of Public and Indian Housing.

+$2,057,000 for 38 staff years in the Office of General Counsel. This decrease is offset by an addition of 40 staff years for HUD's field legal services.

+$1,350,000 for 25 staff years for data management improvement and preservation activities in the Washington Office of Housing.

−$270,000 for five staff years in the Office of Policy Development and Research.

+$270,000 for five FTE for field activities in the Office of Fair Housing and Equal Opportunity.

−$486,000 for 9 staff years from the Office of Public Affairs. The conferees agree that none of the reduction shall be applied to career civil servants.

+$2,160,000 for 40 staff years for HUD's field legal services.

+$660,000 for 12 staff years in administration and staff services.

+$1,297,000 for 24 staff years for field administration.

The appropriations Acts for the past five years have contained language establishing minimum staffing levels for the public and Indian housing programs. This language was included to begin rebuilding the public and Indian housing programs. To continue this effort, the Act contains language requiring a minimum staffing level of 1,411 for public and Indian housing programs in fiscal year 1991. The Act also contains language requiring a minimum field staffing level of 1,950 staff years for multifamily insured mortgage programs and activities.

The conferees expect the staffing changes to be allocated as shown in the following table:

STAFF YEARS (INCLUDES TERMINAL LEAVE)

	Estimate fiscal year 1990	Fiscal year 1991 Budget	House bill	Senate bill	Conference	Conference versus budget
Housing Programs:						
Washington	983	1,117	1,117	1,142	1,152 [a] [b]	35
Field	5,592	5,918	6,118	6,118	6,118 [c]	200
Total	6,576	7,035	7,235	7,260	7,270	235
Public and Indian Housing:						
Washington	150	148	148	157	162 [a] [d]	14
Field	1,200	1,219	1,254	1,239	1,254	35
Total	1,350	1,367	1,402	1,396	1,416	49
Govt National Mtge Assn:						
Washington	60	61	61	61	61	0
Coss Planning & Development:						
Washington	280	271	271	271	274 [a]	3
Field	826	861	861	891	861	0
Total	1,106	1,132	1,132	1,162	1,135	3
Policy Development & Research:						
Washington	137	147	147	137	162 [a]	15
Fair Housing and Equal Opp:						
Washington	157	170	170	170	172 [a]	2
Field	539	592	592	612	597	5
Total	696	762	762	782	769	7
Departmental Management:						
Washington	131	149	149	134	140 [e]	(9)
Office of General Counsel:						
Washington	238	271	238	224	224 [d]	(47)
Field Legal Services:						
Field	277	299	299	339	339	40
Administration:						
Washington:						
A&SS (S&E)	765	707	707	725	719	12
Working Capital Fund	284	284	284	284	284	0
Total	1,049	991	991	1,009	1,003	12
Field Direction & Oper Support:						
Field	494	534	534	534	534	0
Field Administration:						
Field	884	920	920	960	944	24
Subtotal Staff-Years						
Washington	12,998	13,667	13,869	13,998	13,996	329
Office of Inspector General:						
Washington	105	119	119	119	119	0
Field	390	431	431	451	451	20
Total	495	550	550	570	570	20
Total Staff-years	13,493	14,218	14,420	14,569	14,567	349
Recapitulation:						
Washington	3,290	3,444	3,411	3,424	3,469	25
Field:						
Regions	9,813	10,343	10,578	10,694	10,647	304
Other	390	431	431	451	451	20

STAFF YEARS (INCLUDES TERMINAL LEAVE)—Continued

	Fiscal year 1991					
	Estimate fiscal year 1990	Budget	House bill	Senate bill	Conference	Conference versus budget
Subtotal, Field	10,203	10,774	11,009	11,145	11,098	324
Total Staff-Years	13,493	14,218	14,420	14,569	14,567	349

[a] Evaluation and Monitoring staff is distributed as follows: Housing 10 staff-years; PIH 5 staff-years; CFD 3 staff-years; PD&R 20 staff-years; and FHEO 2 staff-years. All staff-years are in Headquarters.
[b] Includes 25 staff-years for data management reform and Preservation activities.
[c] Includes minimum of 1,950 staff-years for FHA multifamily programs.
[d] Reflects shift of 9 staff-years from the Office of General Counsel to Public and Indian Housing consistent with the functional transfer of the Office of Drug-Free Neighborhoods.
[e] Reflects a reduction of 9 staff-years in the Office of Public Affairs.
Notes: All columns include 90 staff-years for terminal leave. Columns may not add due to rounding.

Amendment No. 49: Appropriates $39,283,000 for the Office of Inspector General as proposed by the Senate, instead of $37,840,000 as proposed by the House. The conferees agree that the increase of $1,443,000 above the budget request is for 20 staff years to meet increased workload and augment program evaluation and monitoring activities.

Amendment No. 50: Transfers $10,000,000 from the various funds of the Federal Housing Administration to the Office of Inspector General as proposed by the Senate, instead of $8,557,000 as proposed by the House.

Amendment No. 51: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

Restore the matter stricken by said amendment, amended to read as follows:

Notwithstanding any other provision of law or other requirement, the City of Lebanon, in the Commonwealth of Pennsylvania, is authorized to retain any land disposition proceeds from the financially closed-out Southside Urban Renewal Project (R–635 (C)) not paid to the Department of Housing and Urban Development and to use such proceeds in accordance with the requirements of the community development block grant program specified in title I of the Housing and Community Development Act of 1974. The City of Lebanon shall retain such proceeds in a lump sum and shall be entitled to retain and use, in accordance with this paragraph, all past and future earnings from such proceeds, including any interest.

Notwithstanding any other provision of law or other requirement, the City of Lawrence, Massachusetts, is authorized to retain any land disposition proceeds or urban renewal grant funds that remain after the financial close out of the Theater Row Urban Renewal Project, and to use such funds in accordance with the requirements of the community development block grant program specified in title I of the Housing and Community Development Act of 1974. The City of Lawrence shall retain such funds in a lump sum and shall be entitled to retain and use, in accordance with this paragraph, all past and future earnings from such funds, including any interest.

The Secretary of Housing and Urban Development shall cancel the indebtedness of the Eastern New Mexico Natural Gas Associa-

tion, Inc., a non-profit organization, relating to the public facilities loan (Project No. NM-29-PFL0025), dated June 1, 1967, under title II of the Housing Amendments of 1955. The Eastern New Mexico Natural Gas Association, Inc., is relieved of all liability to the Government for the outstanding principal balance on such loan, for the amount of accrued interest on such loan, and for any other fees and charges payable in connection with such loan.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 52: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate forgiving the Hunter/Rousseau household of Philadelphia for repayment of a section 312 loan.

Amendment No. 53: Restores language proposed by the House and stricken by the Senate permitting the City of Pittsfield, Massachusetts, to retain certain proceeds from certain urban renewal land disposition sales for use consistent with the community development block grant program.

Amendment No. 54: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate reappropriating funds previously rescinded for a housing development grant for the East Dunes Housing project in Albany, Georgia.

Amendment No. 55: Deletes language proposed by the Senate transferring the Roosevelt Homes project in Davenport, Iowa, to a nonprofit organization.

Amendment No. 56: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate permitting the City of New Haven, Connecticut, to retain certain proceeds from urban renewal land disposition sales for use consistent with the community development block grant program.

Amendment No. 57: Restores language proposed by the House and stricken by the Senate permitting the Borough of East Stroudsbourg, Pennsylvania, to retain certain proceeds from urban renewal land disposition sales for use consistent with the community development block grant program.

Amendment No. 58: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate permitting the City of Roanoke, Virginia, to retain certain proceeds from urban renewal land disposition sales for use consistent with the community development block grant program.

Amendment No. 59: Restores language proposed by the House and stricken by the Senate restoring funds in a housing development action grant to the City of Santa Cruz, California, for the construction of low-income housing at the site known as the Alborada project.

Amendment No. 60: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate exempting the City of West Hollywood, California, and the State of Maryland from certain restrictions on the use of rental rehabilitation funds.

Amendment No. 61: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

During fiscal year 1991, notwithstanding any other provision of law, average employment in the headquarter's offices of the Department of Housing and Urban Development shall not exceed: (1) 28 staff years for the Immediate Office of the Secretary/Under Secretary, (2) 18 staff years for the Deputy Under Secretary for Field Coordination, (3) 20 staff years for the Office of Public Affairs, (4) 28 staff years for the Office of Legislation and Congressional Relations, (5) 1,152 staff years for the assistant Secretary for Housing—Federal Housing Commissioner, of which 25 staff years shall be for data management reform and preservation activities only, (6) 162 staff years for the Assistant Secretary for Public and Indian Housing, (7) 274 staff years for the Assistant Secretary for Community Planning and Development, (8) 162 staff years for the Assistant Secretary for Policy Development and Research, (9) 172 staff years for the Assistant Secretary for Fair Housing and Equal Opportunity, and (10) 224 staff years for the Office of General Counsel, of which not more that 15 staff years shall be for the Immediate Office of the General Counsel: Provided, That the Office of Drug-Free Neighborhoods shall be transferred from the Office of General Counsel to the Assistant Secretary for Public and Indian Housing and included within the staff years provided herein therefor: Provided further, That no funds may be used from any amounts provided in this or any other Act for details of employees from any organization in the Department of Housing and Urban Development to any organization included under the budget activity "Departmental Management".

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 62: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter proposed by said amendment, insert the following:

Notwithstanding any other provision of law, regulation or other requirement, the Secretary shall not require any public housing agency or Indian housing authority to seek competitive bids for the procurement of any line of insurance when such public housing agency or Indian housing authority purchases such line of insurance from a nonprofit insurance entity, owned and controlled by public housing agencies or Indian housing authorities, and approved by the Secretary. In establishing standards for approval of such nonprofit insurance entities, the Secretary shall be assured that such entities have sufficient surplus capital to meet reasonably expected losses, reliable accounting systems, sound acturial projections, and employees experienced in the insurance industry. The Secretary shall not place restrictions on the investment of funds of any such entity that is regulated by the insurance department of any State that describes the types of investments insurance compa-

nies licenesed in such State may make. With regard to such entities that are not so regulated, the Secretary may establish investment guidelines that are comparable to State law regulating the investments of insurance companies.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

In the mid-1980's, many public housing authorities were unable to obtain liability or property insurance or were required to pay very large premiums to obtain minimal coverage. In response to that crisis, a number of public housing authorities banded together and formed nonprofit insurance pools and risk retention groups under State intragovernmental cooperation laws or the Federal Risk Rentention Act of 1986. All of these groups were formed at the encouragement, and in many instances, with the assistance of the Department of Housing and Urban Development. When HUD approved the formation and operating plans of these groups, it granted a waiver from the requirement that insurance be procured only by competitive bidding to public housing authorities that joined such groups. These groups have been extremely successful in providing low cost insurances to public and Indian housing authorities. The Department has proposed regulation that would revoke the waiver. The committee on conference agrees that the waiver should be continued and has included language to permit that. Housing authorities will still be able to make the decision from which company they wish to obtain insurance coverage.

Amendment No. 63: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate revising the community development grant allocation formula for cities and counties affected by annexation.

TITLE III—INDEPENDENT AGENCIES

AMERICAN BATTLE MONUMENTS COMMISSION

Amendment No. 64: Appropriates $15,900,000 as proposed by the House for salaries and expenses, instead of $15,402,000 as proposed by the Senate.

COMMISSION ON NATIONAL AND COMMUNITY SERVICE

Amendment No. 65: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter inserted by said amendment, insert the following:

COMMISSION ON NATIONAL AND COMMUNITY SERVICE

SALARIES AND EXPENSES

For use in establishing and paying the salaries and expenses of the Commission on National and Community Service under subtitle G of title I of the National and Community Service Act of 1990 (S. 1430, as passed by the Senate on October 16, 1990), $2,000,000.

PROGRAMS AND ACTIVITIES

For use in carrying out the programs, activities and initiatives under subtitles B through F of title I of the National and Community Service Act of 1990 (S. 1430, as passed by the Senate on October 16, 1990), $55,000,000.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate. The conferees agree on the allocation of funds as follows:

$2,000,000 for salaries and expenses of the Commission on National and Community Service,

$16,500,000 for school-based and community-based programs for students and out-of-school youth,

$16,500,000 for the Youth Services Corps,

$22,000,000 for the National Service full-time and part-time program.

CONSUMER PRODUCT SAFETY COMMISSION

Amendment No. 66: Appropriates $37,109,000 for salaries and expenses of the Consumer Product Safety Commission as proposed by the House instead of $36,709,000 as proposed by the Senate.

The conferees are in agreement on the following changes to the budget request:

+$1,000,000 for the Technical Study Group on Cigarettes and Little Cigar Safety. Of the $1,000,000 the CPSC shall transfer $600,000 to the National Institute of Standards and Technology for designing and implementing the further technical work and studies that are mandated by the Fire Safe Cigarette Act (P.L. 101–352). Of the remaining $400,000, $50,000 shall be designated for travel purposes relating to the study. The remaining $350,000 shall be used by the CPSC to carry out the certain functions specified in the Fire Safe Cigarette Act.

+$450,000 for hazard contracts.

+$50,000 for ATV monitoring.

COURT OF VETERANS APPEALS

Amendment No. 67: Appropriates $7,481,000 for salaries and expenses, instead of $9,560,000 as proposed by the House and $4,127,000 as proposed by the Senate.

ENVIRONMENTAL PROTECTION AGENCY

Amendment No. 68: Appropriates $974,700,000 for salaries and expenses, instead of $995,000,000 as proposed by the House and $949,700,000 as proposed by the Senate.

The committee of conference is in agreement on the following changes to the budget request:

+$1,250,000 and 17.5 workyears for title III, Community-Right-to-Know, including 7 workyears for emergency planning, 7 workyears for emissions inventory, and 3.5 workyears for enforcement,

+$150,000 and 3 workyears for lead activities,

+$4,500,000 for scientific personnel in the Office of Pesticide Programs,

—$24,000,000 from the research and development program, from the following activities: laboratory program support, supplies and materials, equipment, automated data processing services, interagency support agreements, human resources development training, operation of facilities, and other support services, and printing and reproduction. Bill language is included in research and development allowing EPA to pay for these activities out of that account,

—$5,000,000 from travel and transportation of persons,

—$1,500,000 from the Office of Policy, Planning and Evaluation,

—$400,000 from the Office of Administration and Resources Management.

The Committee of conference agrees with the underlying concern expressed in the Senate Committee Report regarding the Office of Pollution Prevention. However, the conferees will not require the Office of Pollution Prevention to move to the Office of the Administrator as directed by the Senate. Rather, the Environmental Protection Agency will be provided with one additional fiscal year to develop a credible waste reduction, or pollution prevention, program. If, based upon the criteria stated below, the agency is unable to demonstrate that it has developed a program to minimize the production of waste that enters the Nation's air, land, and water other than through treatment, storage, or disposal of waste already generated, EPA can expect that the Office of Pollution Prevention will be moved to the Office of the Administrator.

The conferees intend to evaluate EPA's pollution prevention commitment based on the following:

1. Development and implementation of a pollution prevention strategy that addresses the full range of environmental problems including agriculture, energy, and Federal agency activity, as well as from industrial point sources.

2. Development of analytical tools that can be used by both the Federal government and the private sector to identify the economic benefits of pollution prevention.

3. Development of a strategy that articulates how the agency's strategic planning process and other management systems will be utilized to promote pollution prevention.

4. Development and support for an aggressive outreach program that involves business and industry, citizen and consumer organizations, and all levels of government in promoting the Nation's pollution prevention efforts.

5. Development of a process that assures full and explicit consideration of pollution prevention opportunities in the agency's development of regulations, and

6. Development of a program for promoting pollution prevention by providing information to the public on the environmental implications of consumer products.

Amendment No. 69: Appropriates $37,000,000 for the office of the inspector general as proposed by the House, instead of $33,709,000 as proposed by the Senate.

Amendment No. 70: Allows $13,107,000 of the appropriation for the office of inspector general to be derived from the Hazardous Substance Superfund trust fund as proposed by the House, instead of $11,941,000 as proposed by the Senate.

Amendment No. 71: Allows $575,000 of the appropriation for the office of the inspector general to be derived from the Leaking Underground Storage Tank Trust Fund as proposed by the House, instead of $524,000 as proposed by the Senate.

Amendment No. 72: Appropriates $254,900,000 for research and development as proposed by the House, instead of $249,000,000 as proposed by the Senate.

The committee of the conference is in agreement on the following changes to the budget request:

+$3,150,000 for the Center for Environmental Management,

+$1,150,000 to establish solar and renewable energy costshared commercialization projects,

+$250,000 for research on control of the Zebra mussel,

−$4,250,000 from global warming research to offset increases for climate policy studies under the abatement, control, and compliance account,

+$400,000 for a demonstration pilot program in cooperation with National Resources Institute's Minerals Research Laboratory,

+$3,150,000 to support the existing university portion of the southern oxidants study,

+$2,650,000 for a pollution prevention demonstration to reduce coke over emissions,

+$1,900,000 for an analysis of possible solutions to the air, water, and hazardous waste problems at the U.S./Mexican border,

+$500,000 for a Denver water re-use demonstration plant,

+$250,000 for the siting and permitting for a test facility for a demonstration of a sludge-to-oil reactor system,

+$1,000 for an experimental program to stimulate competitive research (EPSCoR),

+400,000 for a National Academy of Sciences study on the feasibility of the National Institutes of Environmental Research,

+$400,000 for the Institute for Environmental Issues and Policy Assessment at Southern University of Louisiana,

+$200,000 for a research project on the Formosan subterranean termite at Louisiana State University,

−$7,000,000 from the Exploratory Grants Program,

+$750,000 for electric and magnetic field research,

+$2,000,000 for oil spill research,

−$1,000,000 from supplies, equipment, and other operating expenses.

Amendment No. 73: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate limiting to $35,600,000 the amount available for laboratory equipment, supplies, and other operating expenses in support of research and development instead of $11,600,000 as proposed by the House. The limitation includes supplies and other operating expenses, which was not included by the House.

Amendment No. 74: Appropriates $1,006,525,000 for abatement, control, and compliance as proposed by the House, instead of $985,300,000 as proposed by the Senate.

The conferees are in agreement with the following changes to the budget request:

+$500,000 for the Water Conservation Task Force,

+$1,000,000 for the Small Flows Clearinghouse at West Virginia University,

+$600,000 for a pollution study in the Baton Rouge/New Orleans corridor,

+$5,000,000 for global climate change policy studies,

+$275,000 for a Lake Pontchartrain new wetlands creation demonstration project,

+$1,000,000 for the National Training Center at West Virginia University,

+$250,000 for Northeast interstate ozone nonattainment and visibility problems,

+$100,000 to train minority and women contractors in radon mitigation,

+$100,000 to upgrade shoreside facilities for the new Great Lakes research vessel,

+$9,700,000 of which $8,700,000 is for the lease/purchase of a high performance supercomputer to support the regional acid deposition monitoring program and $1,000,000 is for planning and site acquisition for a new EPA Center for Ecology Research and Training in Bay City, Michigan,

+$1,000,000 for controlling erosion and sedimentation in the Great Lakes Basin,

+$3,500,000 for the Great Lakes National Program, of which $2,500,000 is for innovative initiatives in the program office, including efforts to mitigate the zebra mussel problem and $1,000,000 is for the large lakes laboratories in Duluth, Minnesota and Grosse Ile, Michigan,

+$1,000,000 for the National Rural Water Association's Groundwater Protection Program,

+$2,700,000 for the National Rural Water Association,

+$7,000,000 for the clean lakes program,

+$1,000,000 for academic training,

+$51,500,000 for asbestos in schools loans and grants, of which $2,800,000 is earmarked in the bill for worker and contractor training and certification,

+$36,000,000 for non-point source grants under section 319 of the Clean Water Act, of which $750,000 is for a nonpoint source management program for the Illinois River basin; $1,250,000 is to assess the influence of rural nonpoint source pollution in the Kansas/Nebraska/Iowa region; and $1,000,000 is for a Rouge River basin nonpoint source control demonstration,

+$4,000,000 for lead-based paint studies and support, of which $1,500,000 is for worker training,

+$1,500,000 for the Northwest Indian Tribes for coordinated and cooperative environmental protection approaches,

+$500,000 for a San Francisco Bay area oceans disposal site,

+$700,000 for the Rural Community Assistance Program,

+$2,750,000 for the Chicago Air quality model,

+$1,225,000 for the Spokane aquifer,

+$1,250,000 for wastewater treatment operator training,

+$575,000 for a waste management testing training program at St. Vincent College in Latrobe, Pennsylvania,

+$250,000 for identifying, monitoring and protecting the Canaan Valley, West Virginia wetlands complex,

+$125,000 for a pesticide/herbicide identification and warning pilot program in conjunction with Michigan State University,

+$75,000 to complete the Sacramento Air Quality Modeling Study,

+$600,000 for clean up of the Buffalo River,

+$200,000 for a Southwest Arkansas/Southeast Oklahoma Millwood Basin Water Quality Study,

+$250,000 for the South Coast Air Quality Management District's alternative fuel options demonstration project,

+$800,000 for the Chesapeake Bay program office,

+$2,000,000 for toxics research in the Chesapeake Bay,

+$2,000,000 for the Lake Champlain management conference,

+$2,000,000 for research to control methane,

+$4,000,000 for the Montreal Protocol Facilitation Fund,

+$3,500,000 for implementation of revisions to the Montreal Protocol,

+$500,000 for the Office of International Activities,

+$1,250,000 for a stormwater management demonstration with the Patuxent River,

+$250,000 for the National Environmental Training Association and the Coalition of Environmental Training Centers,

+$450,000 for New Jersey lake water quality activities,

+$500,000 for a comprehensive management plan for the restoration and clean up of Lake Pontchartrain,

+$83,000 for Lake Alcyon, New Jersey, under the Clean Lakes program,

+$4,000,000 for pollution prevention grants,

+$250,000 for State of New Jersey recycling demonstration projects, studies, and analyses,

+$1,250,000 for the Lake Onondaga management conference,

+$3,000,000 for the title III, Community Right-to-Know program,

+$2,500,000 for a pollution tracer study at the Mohave Powerplant,

+$1,000,000 for a scrap tire recycling demonstration program in New Jersey,

+$200,000 for a water quality study by the National Academy of Sciences,

−$16,500,000 from the Water Quality Cooperative Agreement Program. The funding for this program is provided for in the construction grants account,

−$4,000,000 from pesticides transportation, storage, and disposal,

+$500,000 for a grant to demonstrate the feasibility of expanding an existing non-governmental computerized waste exchange network that will encourage pollution prevention,

+$500,000 for the Water Pollution Control Federation Research Foundation,

+$5,033,000 from the Hazardous Waste Management Financial Assistance grants.

The committee of conference directs EPA to provide $150,000 under the section 105 program to continue Colorado's high-altitude emission testing program.

The conferees also direct EPA to continue its outstanding cooperation with the State of Michigan by providing technical assist-

ance and advice pertaining to possible future designation of Saginaw Bay as a National Estuary.

Amendment No. 75: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter proposed by said amendment, insert the following:

: Provided further, That notwithstanding any other provision of law, the lease or purchase of a computer, from funds appropriated under this paragraph, to support the regional acid deposition monitoring program, and the planning and site acquisition for a new DPA Center for Ecology Research and Training, shall be established in the Bay City, Michigan, vicinity: Provided further, That notwithstanding any other provisions of law, from funds appropriated under this heading, the Administrator is authorized to make grants to "Federally recognized Indian tribes" on such terms and conditions as he deems appropriate for the development of multimedia environmental programs.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate. The conferees agree to the siting and acquisition of the computer for acid rain deposition monitoring in the Bay City, Michigan, vicinity. The conferees agree to insert language permitting multimedia environmental demonstration grants for Indian tribes. This language will assist Indian tribes in developing the capacity to manage their own environmental program by providing a less cumbersome means for the tribes to receive Federal assistance.

Amendment No. 76: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the sum stricken and inserted by said amendment, insert the following: *$40,000,000.*

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate. The conferees agree to the following changes from the budget request:

+$21,000,000 for the Ann Arbor Mobile Vehicle Emissions Laboratory and facilities,

+$6,000,000 for the Christopher Columbus Center of Marine Research and Exploration,

+$500,000 for the Robert S. Kerr Environmental Research Laboratory in Ada, Oklahoma,

−$500,000 as a general reduction to be applied at the Administrator's discretion.

Amendment No. 77: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter inserted by said amendment, insert the following:

: Provided, That none of the funds previously appropriated for the design and renovation of a Superfund laboratory at Edison, New Jersey to test and evaluate innovative technologies, except for those

funds necessary for education outreach or permit applications, including design work essential to such applications, shall be spent in fiscal year 1991.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate. The committee of conference supports research and development of innovative hazardous waste treatment technologies. The Congress appropriated $5,600,000 in fiscal year 1988 for the design and renovation of a Superfund laboratory at Edison, New Jersey, to test and evaluate innovative technologies. Recently, representatives of the regional office of the EPA have suggested that an additional $8,000,000 is required to construct and complete the project. No formal Administration request has been made. This raises serious questions about the overall scope and design of the project. Moreover, the EPA has failed to satisfy environmental concerns of local officials and to secure the support of the State. Until such time as the agency prepares a formal plan for the project and secures local and state cooperation, the committee of conference has serious reservations about proceeding with the expenditure of the funds previously appropriated for design, renovation, or acquisition of equipment for the proposed facility. Consequently, the committee of conference has restricted the expenditure of such for the project, while allowing EPA to proceed to engage in community education and outreach efforts and to proceed with the permitting process, including design work essential to those applications.

Amendment No. 78: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate inserting language appropriating $1,616,228,000 for the hazardous substance superfund, instead of $1,610,200,000 as proposed by the House. The amendment offered by the Senate provides that $860,900,000 is derived from general revenues with the balance derived from the trust fund.

The conferees are in agreement on the following changes to the budget request:

+$5,000,000 for Koppers Texarkana Superfund site relocation,

+$10,000,000 for the National Institute for Environmental Health Sciences (NIEHS) university based research and education program,

+$300,000 for small, minority, and women contractor clean up training grants,

+$10,000,000 for NIEHS worker training,

+$400,000 for a NOAA study at the dump site off the Farallon Islands,

+$2,000,000 for Superfund research at Clark Atlanta University,

+$3,500,000 to establish a pilot program for treating mining wastes in Butte, Montana,

+$100,000 for technical assistance to local governments named as potentially responsible parties in Vermont,

+$495,000 for the Energy and Environmental Research Center at the University of North Dakota,

+$2,500,000 for the Gulf Coast Hazardous Substance Research Center in Beaumont, Texas,

+$4,000,000 for the Agency for Toxic Substances and Disease Registry.

−$162,067,000 as a general reduction to be applied at the Administrator's discretion.

The House report stated that EPA should track measures of Superfund program success that focus on achievements, or outputs. The Committee directed the agency to establish a baseline of these outputs and provide the Committees on Appropriations this information. While the information received was a step in the right direction, there are several further steps needed to enable EPA to better present its achievements to the public.

The conferees direct EPA to supplementing and expand the information they are currently collecting to present a better overall picture of Superfund achievements. The agency should consider supplementing its information by tracking site management on a site-by-site basis; developing a site history including a list of community contacts involved in the site; providing more comprehensive information on the potentially responsible parties (PRP) and the PRP search; demonstrating how major health threats have been identified and dealt with at each site; tracking the amount of money recovered by the Agency as compared to its cost expended on a site; tracking the time from National Priorities List listing to the first actual removal; and finally, reviewing the results of the application of the technologies employed at the various sites. The conferees, therefore, direct EPA to develop a plan to incorporate the above suggestions into their current work measuring Superfund outputs. This plan should be submitted to the Committees by December 31, 1990.

Amendment No. 79: Limits funds available to the Agency for Toxic Substances and Disease Registry to $48,500,000, instead of $47,500,000 as proposed by the House and $50,000,000 as proposed by the Senate.

Amendment No. 80: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate permitting $7,000 in interest payments to be paid to the City of New Brighton, Minnesota.

Amendment No. 81: Appropriates $65,000,000 for the Leaking Underground Storage Tank Trust fund as proposed by the Senate, instead of $75,000,000 as proposed by the House.

Amendment No. 82: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

For necessary expenses to carry out the purposes of the Federal Water Pollution Control Act, as amended, and the Water Quality Act of 1987, $2,100,000,000, to remain available until expended, of which $2,047,800,000 shall be for title VI of the Federal Water Pollution Control Act, as amended; and $16,500,000 shall be for making grants authorized under section 104(b)(3) of the Federal Water Pollution Control Act, as amended; and $35,700,000 shall be for title V of the Water Quality Act of 1987, consisting of

$15,700,000 for section 510 and $20,000,000 for section 513: Provided, That notwithstanding any other provision of law, the $15,700,000 for section 510 and all funds that have been or will be appropriated under Section 510 or Public Law 98-386, as amended by Public Law 99-88, shall be used to construct an international sewage treatment plant and related facilities in San Diego to treat Tijuana wastewater, and to carry out all activities, including planning, design, right-of-way acquisition, and building, which are necessary to complete that construction: Provided further, That, notwithstanding sections 602(b)(6) or 201(g)(1) of the Federal Water Pollution Control Act, as amended, of the funds appropriated in this paragraph, amounts awarded in a capitalization grant to an agency of any State, including funds transferred pursuant to section 205(m), shall be available for providing assistance in that State for the construction of publicly owned treatment works as defined in section 212 of that Act.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate. The conferees direct EPA to administratively restore $4,272,877 in wastewater construction grant funding previously awarded to the City of Watsonville, California, EPA Grant No. C-06-1128-120. This grant is for eligible and allowable cost increases.

Amendment No. 83: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate adding grants and loans to the provision requiring the Administrator to annually establish a goal of at least 8 percent of total contracts awarded to minority- and women-owned businesses.

Amendment No. 84: A comma will be inserted after the word "grants" as proposed by the Senate, instead of without the comma as proposed by the House.

Amendment No. 85: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

During fiscal year 1991, notwithstanding any other provision of law, average employment in the headquarter's offices of the Environmental Protection Agency shall not exceed: (1) 45 workyears for the Immediate Office of the Administrator, including 1 to support the Superfund program; (2) 52 workyears for the Office of Congressional and Legislative Affairs, including 2 to support the Superfund program; (3) 66 workyears for the Office of Communications and Public Affairs, including 3 to support the Superfund program; (4) 169 workyears for the Office of General Counsel, including 12 to support the Superfund program, 11 to support program management, 1 to support the Leaking Underground Storage Tank Trust Fund program, and 1 to support the implementaton of the Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1988; (5) 52 workyears for the Office of International Activities; (6) 35 workyears for the Office of Federal Activities; (7) 270 workyears for the Office of Policy, Planning, and Evaluation, including 13 to support the Superfund program and 1 to support the Leaking Underground

Storage Tank Trust Fund program; (8) 1,367 workyears for the Office of Administration and Resources Management, including 263 to support the Superfund program, 9 to support the Leaking Underground Storage Tank Trust Fund program, and 13 to support to the implementation of the Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1988.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 86: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate directing EPA to issue a final decision on the Sanitation Districts of Los Angeles County's pending 301(h) application.

EXECUTIVE OFFICE OF THE PRESIDENT

Amendment No. 87: Appropriates $1,873,000 for the Council on Environmental Quality, instead of $2,780,000 as proposed by the House and $1,465,000 as proposed by the Senate.

Amendment No. 88: Appropriates $1,363,000 for the National Space Council as proposed by the Senate, instead of $1,000,000 as proposed by the House.

Amendment No. 89: Appropriates $3,560,000 for the Office of Science and Technology Policy as proposed by the Senate, instead of $3,300,000 as proposed by the House.

Amendment No. 90: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter inserted by said amendment, insert the following:

POINTS OF LIGHT FOUNDATION

For necessary expenses of the President in carrying out title III of the National and Community Service Act of 1990 (S. 1430, as passed by the Senate on October 16, 1990), relating to the Points of Light Foundation's promotion of local problem solving through voluntary community service, $5,000,000: Provided, That not later than 6 months after the date of enactment of this Act the President shall prepare and submit to the appropriate committees of Congress a report describing the use of funds made available by this appropriation.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

This new foundation is a government, nonprofit corporation within the Executive Office of the President which encourages individuals to volunteer their time and services to community service projects.

FEDERAL EMERGENCY MANAGEMENT AGENCY

Amendment No. 91: Appropriates no funds for disaster relief as proposed by the Senate, instead of $100,000,000 as proposed by the House. The committee of conference notes that FEMA's carryover of unobligated funds from fiscal year 1990, plus its anticipated re-

captures of prior years' funds will be approximately $280,000,000, which is $10,000,000 more than the amount requested for fiscal year 1991.

The conferees urge the Federal Emergency Management Agency to give consideration to providing funds for the restoration of buildings damaged in national disasters so as to restore them to their original, historic integrity and/or to restore older historic structures to a standard consistent with and/or required by local safety codes as of the time of the reconstruction, including any mitigation of future risks deemed appropriate.

Amendment No. 92: Appropriates $143,000,000 for salaries and expenses as proposed by the Senate, instead of $143,459,000 as proposed by the House.

The committee of conference is in agreement on the following changes to the budget request:

+$125,000 and 3 FTE for management of section 305(a) grants authorized by the Superfund Amendments and Reauthorization Act,

+$125,000 for personnel salaries and travel expenses at the U.S. Fire Administration,

+$200,000 and 2 FTE for the National Fire Academy,

−$784,000 as a general reduction to be applied at the Director's discretion.

Amendment No. 93: Appropriates $3,351,000 for the office of inspector general, instead of $3,905,000 as proposed by the House and $2,751,000 as proposed by the Senate.

Amendment No. 94: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the sum stricken and inserted by said amendment, insert the following: *$282,624,000*

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate. The conferees agree to the following changes from the budget request:

+$3,000,000 for emergency assistance grants,

+$252,000 for training and education, instructional programs and materials and training field deployment systems to restore programs to 1990 levels,

+$5,000,000 for section 305(a) grants authorized by Superfund Amendments and Reauthorization Act, title III,

+$147,000 for training and fire, in the Emergency Management Institute's instructional programs and materials and the resident program to restore these activities to the 1990 levels,

+$134,000 for training and fire, in the National Fire Academy's training field deployment systems to restore the program to the 1990 level,

−$10,000,000 from federal preparedness, government preparedness program,

+$4,600,000 to correct fire and safety code violations at the National Emergency Training Center in Emmitsburg, Maryland,

+$70,000 to monitor and replace leaking emergency broadcast system diesel fuel storage tanks in Vermont,

+$750,000 to augment the Earthquake Hazards Reduction Program,

+$750,000 to augment State and private funds to construct an earthquake engineering center at the University of Nevada, Reno,

+$170,000 to provide matching Federal funds to complete a firefighters' hazardous materials training facility in Vermont,

+$250,000 to help the Navajo Nation establish hazardous materials response teams,

+$2,078,000 for state and local control and warning, emergency operating centers,

−$1,619,000 as a general reduction to be taken at the Director's discretion.

The conferees recognize the threat that significant seismic activities pose to the central United States. This area includes the States of Arkansas, Illinois, Indiana, Kentucky, Mississippi, Missouri, and Tennessee and is the most active seismic region east of the Rocky Mountains. The conferees encourage cooperative efforts between universities and federal, state, and local emergency management agencies designed to address the potential hazard in this region of the country. In particular, the conferees acknowledge and view favorably the cooperative emergency management/research project presently being considered at Memphis State University.

EMERGENCY FOOD AND SHELTER

The committee of conference is concerned with the distribution formula used in the emergency food and shelter program. It strongly urges FEMA to review the alternatives included in the December 11, 1989, report to Congress and to take such administrative steps as are necessary to implement either one or a combination of alternatives so the program will accurately reflect homeless statistics.

Amendment No. 95: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate transferring all authority including funding and program responsibilities over the National Fire Academy to the U.S. Fire Administration.

Amendment No. 96: Deletes language inserted by the Senate allowing the temporary hire of Federal and military retirees to aid in disaster response.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF CONSUMER AFFAIRS

Amendment No. 97: Appropriates $1,964,000 for the Office of Consumer Affairs as proposed by the Senate, instead of $1,889,000 as proposed by the House.

INTERAGENCY COUNCIL ON THE HOMELESS

Amendment No. 98: Appropriates $1,083,000 for the Interagency Council on the Homeless as proposed by the Senate, instead of $1,214,000 as proposed by the House.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Amendment No. 99: Inserts language appropriating $6,023,600,000 for research and development, instead of language appropriating $7,027,994,000 ad proposed by the House and language appropriating $5,600,000,000 as proposed by the Senate.

The conferees agree to the following changes from the budget request:

—$551,000,000 from the $2,451,000,000 requested for space station.

The committee of conference has included an appropriation of $1,900,000,000 for the space station program. This amount is a reduction of $551,000,000 below the budget request. Included within the amount is $106,300,000—the budget request for the flight telerobotic servicer. The conferees also agree that $10,000,000 is included for solar dynamic power research within the total available for the space station program.

The conferees have recommended this reduction as a direct result of a 302(b) allocation that is nearly $1,000,000,000 in budget outlays less than that requested by the President for the VA, HUD, and Independent Agencies Appropriations bill.

While the committee of conference has reluctantly taken this action—it should not have come as a surprise. The Committees on Appropriations have warned since the outset of this program that future budget constraints would render it virtually impossible to design, test, and build the space station envisioned in 1984. Each year the Committees have found it increasingly difficult to provide sufficient funding to support the then current space station design.

In the past, the Committees on Appropriations have suggested that NASA should examine the possibility of an incremental approach. In short, the space station should be developed in useful phases—beginning with a man tended capability—followed by a manned capability and concluding with a permanently manned space station. The conferees believe that concept or a similar approach should be implemented now—if any station is to survive.

In that context, it is essential that the agency recognize that the budget crisis is only beginning. The five-year budget agreement assumes an annual growth rate in domestic discretionary spending, and therefore in the VA, HUD, and Independent Agencies Appropriations bill, of approximately five to seven percent. That fact suggests that the *maximum* annual growth in NASA's budget cannot exceed eight to 10 percent.

In view of that, the conferees direct NASA to immediately implement a revised space station design and assembly sequence which reflects an incremental approach—and which assumes an outyear growth in the station funding profile of approximately 10 percent per year with a peak year funding level of from $2.5 to $2.6 billion. The conferees believe that this approach is workable and could yield a man-tended capability on orbit as early as flight three or four of the assembly sequence.

The committee of conference directs NASA to make its recommendations within 90 days of the enactment of this bill. It is expected that the new approach be based on an "incremental concept" which permits each phase to be discrete and independent of

the next phase. In the interim the conferees have agreed to "cap" the space station program at $640,000,000—or approximately $160,000,000 per month—in accordance with the agreement as outlined in the letter from NASA to the Committees dated August 9, 1984. Should circumstances require, the Committees on Appropriations will give consideration to an extension of time and an increase in the above "cap".

The Committees believe that if the funding profile outlined above is appropriated, the first phase should be devoted to a micro-gravity function, followed by a life science function and permanent manned capability. However, the committee on conference also expects that each phase be sufficiently independent to achieve on orbit operation of that phase should new funding threats evolve.

The conferees also note that it is doubtful if today's space station design could be supported by the current shuttle launch system. The existing design requires approximately 30 shuttle flights to complete. When utilization flights are factored into the launch schedule, the station may require up to eight flights per year. Recent experience suggests that it is unlikely that the shuttle system will support that or even a lower launch rate that is exclusively dedicated to station. The conferees, therefore, suggest that any rescoping should consider a realistic shuttle launch rate.

Also, as part of the 90-day study, the conferees direct that the essential principles previously committed to the Committees by NASA be retained. In summary these are:

A. A fully equipped U.S. micro-gravity laboratory (consistent with the availability of user payloads) before the launch of any habitat.

B. A requisite number of utilization flights per annum following the launch of the U.S. micro-gravity laboratory (during the man-tended phase).

C. Life science, centrifuge, and related support equipment shall be placed in an area other than the U.S. micro-gravity laboratory (such as a second laboratory, a node, an international partners module, etc.).

D. A total of 75 kw of power (if all phases of the station are developed)—with at least 30 kw of power available to the users and with power and modules added in increments that will ensure that user power will not be seriously degraded.

Finally, the conferees again want to stress that the existent space station design cannot be supported within the context of the fiscal year 1991 and outyear allocations to the VA, HUD, and Independent Agencies Subcommittees. Therefore, it is essential that NASA redirect its efforts to designing a space station that incorporates an early manned capability and can be accommodated within the anticipated outyear funding available in the domestic discretionary spending arena.

—$16,000,000 from the assured crew rescue vehicle.

—$30,000,000 from the $53,900,000 requested for advanced transportation technology. Within the $23,900,000 provided, the conferees agree that $10,500,000 shall be allocated for shuttle "C." The balance is available for the advanced launch systems program.

—$85,400,000 from the orbital maneuvering vehicle (OMV).

−$25,000,000 from life sciences. The conferees agree that within the balance of funds available in this activity, $12,100,000 shall be allocated to the search for extraterrestrial intelligence and $2,000,000 for Lifesat.

−$15,000,000 from the $15,000,000 requested for the Mars Observer mission enhancements supporting the Moon-Mars program.

−$44,000,000 from the $132,000,000 requested for the earth observing system (EOS) polar platform.

−$36,000,000 from the $103,000,000 requested for the Earth Observing System (EOS) to be transferred as an addition of $36,000,000 to a new line in the Earth Sciences and Applications budget, designated for the EOS Data Information System (EOSDIS).

+$36,000,000 for the EOS Data Information System (EOSDIS) as a new line in the Earth Sciences and Application budget.

+$8,000,000 for continued work on requirements definitions for the EOS consortium for international earth science information networks (CIESIN) program.

+$31,000,000 to the $25,000,000 requested for the earth probes, to be allocated in accordance with the Senate report. In connection with the $5,000,000 provided for the sea-wide field sensor (SeaWiFs) the conferees understand that a substantial amount of preliminary work has been done on this project and direct NASA to proceed as expeditiously as possible consistent with sound procurement practices. The conferees also direct that if any additional funds are necessary to proceed with this program, a reprogramming request shall be forwarded to the Committees on Appropriations. The conferees note the inability to provide funds for the Synthetic Aperture Radar. However, the conferees recognize the critical importance of the project to Mission to Planet Earth and encourage NASA to use existing funds to the extent available during FY 1991 for continuing studies and preliminary work on this important program.

+$5,000,000 to the $97,300,000 requested for materials processing.

−$3,000,000 from the $148,000,000 requested for the Comet Rendezvous Asteroid Fly-by (CRAF/Cassini) mission.

+3,000,000 to the $68,000,000 requested for the Ocean Topography Experiment (TOPEX).

+$10,000,000 to the $2,400,000 requested for interdisciplinary research activities.

+$5,000,000 to the $41,300,000 requested for modeling and data analysis to be used to improve the predictive capabilities of general circulation models.

−$11,000,000 from the $46,700,000 requested for the shuttle test of relativity experiment (Gravity Probe B), and Phase B activities on the Orbiting Solar Laboratory (OSL), and the Space Infra-red Telescope Facility (SRITF). In applying the reduction, the conferees direct that priority be given to protecting the funding required for the Gravity Probe B mission.

+$30,000,000 to the $293,900,000 requested for mission operations and data analysis for upgrading of the instruments and related activities of the Hubble Space Telescope project.

+$22,000,000 for continued development costs of the Gamma Ray Observatory (GRO).

—$12,000,000 from the $15,000,000 requested for Space Station Integrated and Attached Payload activities.

—$5,000,000 from the $130,700,000 requested for Space Lab.

—$31,000,000 from engineering and technical base and payload operations and support equipment to be allocated at the agency's discretion.

—$37,000,000 from exploration missions studies. The conferees have deferred consideration of the proposed Space Exploration Initiative (SEI) due to severe budgetary constraints which limit the agency's ability to maintain previously authorized projects and activities. It is implicit in the conduct of the Nation's civil space program that such human exploration of our solar system is inevitable. Although initiation of a focused program is not possible at this time, the conferees recognize that relevant research and technology development activities should be continued by NASA and that preliminary conceptual design studies will be considered if appropriate resources are identified or made available.

—$210,000,000 from Space Research and Technology. This will provide for an appropriation of $285,900,000, the same level as the 1990 amount. The reduction is associated with and should be taken from the increase requested for activities for the Space Exploration Initiative (SEI).

+$5,000,000 to the $50,100,000 requested for academic programs.

+$2,000,000 for the Advanced Communication Technology Satellite (ACTS) program for user community experimentors.

—$15,000,000 from the $101,000,000 requested for commercial programs. Within the commercial program office, the conferees agree to the following changes:

—$3,000,000 for the construction of the wake shield facility, which has been transferred to the "Construction of Facilities" account.

—$13,625,000 as a general reduction, to be taken at the agency's discretion, subject to the normal reprogramming requirements.

+$1,000,000 to the $3,000,000 requested for the AdaNET program.

—$24,000,000 from the $119,000,000 requested for the National Aerospace Plane (NASP).

—$15,000,000 as a general reduction to be taken at the agency's discretion, subject to the normal reprogramming requirements, from the request of $512,000,000 for Aeronautics and Space Technology.

+$15,000,000 for high performance computing and activities consistent with NASA's role in the Federal high performance computer program.

Finally, the conferees have agreed to a general reduction of $40,000,000 in the Office of Space, Science and Applications. The reduction may be taken at the agency's discretion, subject to the normal reprogramming guidelines, to all science programs not otherwise specified for increases, reductions, or earmarks in this report.

Amendment No. 100: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

For necessary expenses, not otherwise provided for; in support of space flight, spacecraft control and communications activities of the National Aeronautics and Space Administration, including operations, production, services, minor construction, maintenance, repair, rehabilitation, and modification of real and personal property; tracking and data relay satellite services as authorized by law; purchase, hire, maintenance and operation of other than administrative aircraft; $6,334,132,000, to remain available until September 30, 1992, of which $1,209,732,000 shall be used only for the purpose of payment, to the Federal Financing Bank, for the Tracking and Data Relay Satellite System (TDRSS) loan: Provided, That such payment shall constitute settlement of all amounts owed on said loan: Provided further, That of the amounts provided herein for development and production of the advanced solid rocket motor (ASRM), $15,000,000 shall be available without fiscal year limitation for the competitive award of a contract to develop either (1) a second domestic source for the development and production of the ASRM carbon/carbon integral throat entrance (ITE) or (2) a second domestic source for the production of the ASRM carbon/carbon ITE unless the Administrator of NASA certifies to the Congress by February 1, 1991, that such application of funds is not in the best interest of the United States space program on the basis of cost, added assurance of reliable supply, expanded technology base, and technical risk reduction.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees agree to the following changes from the budget request:

—$125,000,000 from the $4,420,600,000 requested for shuttle production and operations. The reduction shall be subject to the normal review in the proposed operating plan and the normal reprogramming guidelines.

—$40,000,000 from the $868,000,000 requested for tracking and data acquisition activities.

In addition, the conferees have agreed to accept the Senate bill language, with a technical change, requested by the President in the amount of $1,209,732,000 to eliminate NASA's outstanding debt to the Federal Financing Bank. None of these funds may be used by NASA for any agency programs or activities.

The committee on conference has also included bill language concerning the potential second sourcing of the advanced solid rocket motor carbon/carbon integral throat entrance (ITE).

Amendment No. 101: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the sum proposed by said amendment, insert the following:

and, notwithstanding the limitations on the availability of funds appropriated under this heading by this appropriations Act, an amount of $10,000,000 appropriated hereunder is to remain available without fiscal year limitation and is appropriated for the operation

and maintenance of a new visitor center on the Lyndon B. Johnson Space Center to be constructed solely through the use of nonappropriated funds and for the provision of ancillary features such as roads, parking lots, utility services, and exhibits, and without regard to 31 USC 3302, such amount or portions thereof may be invested in securities of the United States Government and the interest earned thereon may be retained and used for the aforesaid purposes, except that these appropriated funds and interest earned thereon shall not be used to construct the new visitor center building nor for the payment, directly and indirectly, of principal or interest on any debt obligation incurred with respect to the visitor center building, $497,900,000

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees agree to the following changes from the budget request:

−$15,000,000 from the $15,000,000 requested for the Neutral Bouyancy Laboratory for Space Station.

+$20,000,000 for the initiation of deferred rehabilitation and major maintenance activities at NASA's field centers.

+$3,000,000 for constuction of the Wake Shield Facility, consistent with prior year construction activity in the commercial program office.

+$4,000,000 for construction associated with the Classroom of the Future software program in Space Science Education.

+$1,000,000 to begin preliminary planning for facilities for the Consortium for International Earth Science Information Networks (CIESIN) in connection with its designation by NASA as an affiliated data archives center.

+$10,000,000 for the purpose of acquiring, operating, and maintaining a new Johnson Space Center visitor center.

−$23,000,000 as a general reduction to be taken at the agency's discretion, subject to the normal reprogramming guidelines.

Amendment No. 102: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

For necessary expenses of research in Government laboratories, management of programs and other activities of the National Aeronautics and Space Administration, not otherwise provided for, including uniforms or allowances therefore, as authorized by law (5 USC 5901-5902); awards, lease, hire, maintenance and operation of administrative aircraft; purchase (not to exceed thirty-three for replacement only) and hire of passenger motor vehicles; and maintenance and repair of real and personal property, and not in excess of $200,000 per project for construction of new facilities and additions to existing facilities, repairs, and rehabilitation and modification of facilities; $2,219,400,000: Provided, That contracts may be entered into under this appropriation for maintenance and operation of facilities, and for other services, to be provided during the next fiscal year: Provided further, That not to exceed $35,000 of the foregoing amount shall be available for scientific consultations or extraordi-

nary expense, to be expended upon the approval or authority of the Administrator and his determination shall be final and conclusive.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees agree to the following changes from the budget request:

—$2,300,000 and 46 FTEs (full-time equivalents) from the Space Station level II office (Reston).

—$2,000,000 from the $54,056,000 requested for travel.

—$13,780,000 from operation of installations funds designated in the budget for an additional NASA administrative aircraft.

—$21,920,000 as a general reduction, subject to the normal reprogramming requirements. While the conferees have not specifically identified where these reductions should be made, they expect that the overwhelming majority of them will be made in NASA's headquarters operations.

+$6,500,000 for additional health and retirement benefit costs at NASA's field centers.

Amendment No. 103: Appropriates $10,500,000 for the Office of Inspector General as proposed by the House, instead of $11,000,000 as proposed by the Senate.

Amendment No. 104: Changes center heading as proposed by the Senate.

Amendment No. 105: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter inserted by said amendment, insert the following:

During fiscal year 1991, notwithstanding any other provision of law, average employment in the headquarter's offices of the National Aeronautics and Space Administration shall not exceed: (1) 48 staff years for the Office of the Administrator; (2) 184 staff years for the Headquarters Operations; (3) 44 staff years for the Office of Commercial Programs; (4) 10 staff years for the Office of Explorations; (5) 40 staff years for the Office of General Counsel; (6) 189 staff years for Agency Management; (7) 75 staff years for the Office of External Relations; (8) 29 staff years for the Office of Legislative Affairs; (9) 229 staff years for the Office of Space Science and Applications; (10) 144 staff years for the Office of Aeronautics and Space Technology; (11) 482 staff years for the Office of Space Flight, including Level I and Level II activities for the Space Station; (12) 61 staff years for the Office of Space Operations; (13) 111 staff years for the Office of the Comptroller: Provided, That no funds may be used from amounts provided in this or any other Act for details of employees from any organization in the National Aeronautics and Space Administration to any organization included under the budget activity "Research and program management", except those details which involve developmental or critical short-term staffing assignments.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

NATIONAL INSTITUTE OF BUILDING SCIENCES

Amendment No. 106: Appropriates no funds for the National Institute of Building Sciences as proposed by the Senate, instead of $250,000 as proposed by the House.

NATIONAL SCIENCE FOUNDATION

Amendment No. 107: Deletes language proposed by the House and stricken by the Senate in connection with salaries and expense activities and addresses this function in a new account.

Amendment No. 108: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the sum proposed by said amendment, insert the following:

$1,734,200,000

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees are in agreement with the following changes to the budget request:

−$47,000,000 from the $47,000,000 requested for the Laser Interferometer Gravitational Wave Observatory (LIGO).

+$500,000 for LIGO activities within the Mathematics and Physical Sciences Directorate for continued engineering and design work. The conferees direct that none of these or any other funds may be used to initiate a new start for this project.

−$5,500,000 from the $5,500,000 requested for the National Science Foundation's agency relocation. The conferees agree that if the National Science Foundation and the General Services Administration reach an agreement on the NSF relocation issue, the Committees on Appropriations will consider a reprogramming of funds.

−$20,000,000 from academic facilities. This activity is provided for in a separate account.

−$102,500,000 from program development and management. This activity is included in a separate account at the level of $101,000,000.

+$1,200,000 for the experimental program to stimulate competitive research (EPSCoR) program. In connection with this activity, the conferees direct the NSF to expedite as soon as possible the award of the fiscal yar 1991 EPSCoR grants.

−$22,350,000 from programs transferred from the Scientific, Technological International Affairs Directorate to the Education and Human Resources activities account.

+$1,000,000 for advanced planning for a space communications station at the Green Bank, West Virginia Radio Observatory.

−$25,150,000 as a general reduction, to be taken at the agency's discretion, but subject to the normal reprogramming guidelines.

The conferees have included $4,000,000 requested for engineering design studies and the purchase of glass for two new eight meter optical telescopes. The conferees expect that the U.S. share of this project will not exceed $88,000,000—or one-half of the cost of the project as estimated by the NSF. The conferees direct the NSF to

obligate fiscal year 1991 funds solely for work on the U.S. eight meter telescope until a firm, fixed, cost-sharing arrangement has been concluded with all foreign partners. If no foreign participation is ultimately agreed to, the cost of a single telescope may not exceed $88,000,000.

Finally, the conferees are concerned that the criteria for selecting major grant or contract recipients at the National Science Foundation are not widely understood. Therefore, the conferees direct the NSF to arrange with the National Academy of Sciences a study by the Academy of the elements weighed by the NSF in awarding research grants and contracts. The conferees ask, in particular, that the Academy assess the role in the decision process of merit review by outside scientists and executive agency staff.

Amendment No. 109: Deletes language proposed by the House and stricken by the Senate concerning salaries and expense functions which are addressed in a new separate account.

Amendment No. 110: Appropriates $20,478,000 for academic research facilities as proposed by the Senate, instead of $20,000,000 as proposed by the House.

Amendment No. 111: Makes a technical change in the availability of academic research facilities funds.

Amendment No. 112: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

Insert language proposed by said amendment, amended to change the second dollar amount to $101,000,000.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 113: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate appropriating $322,350,000 as proposed by the Senate instead of $285,000,000 as proposed by the House and changing the title of the Science Education Activities account to the Education and Human Resources Activities account.

The conferees have agreed on the following changes from the budget request:

+$30,000,000 for teacher preparation and enhancement.
+$6,000,000 for informal science education.
+$4,000,000 for research career development.
+$5,000,000 for science and mathematics education networks.
+$4,000,000 for studies and program assessment.
+$22,350,000 for programs transferred from the Scientific, Technological and International Affairs Directorate.

Amendment No. 114: Appropriates $3,000,000 for the Office of Inspector General as proposed by the House, instead of $2,714,000 as proposed by the Senate.

NEIGHBORHOOD REINVESTMENT CORPORATION

Amendment No. 115: Appropriates $25,554,000 for payment to the Neighborhood Reinvestment Corporation as proposed by the Senate, instead of $24,500,000 as proposed by the House.

TITLE IV—CORPORATIONS

Amendment No. 116: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following:

$22,000,000,000

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The budget requested an indefinite appropriation to liquidate remaining obligations of the former Federal Savings and Loan Insurance Corporation. The estimated cost at that time was $2,915,744,000. The House provided the requested language. The Senate provided a specific appropriation of $4,398,000,000 which was based on the Administration's best estimate at that time. On October 11, 1990, the House Subcommittee on VA, HUD, and Independent Agencies held a hearing with representatives from the Federal Deposit Insurance Corporation and the Resolution Trust Corporation. The witnesses testified that a definite appropriation of $4,398,000,000 would not be sufficient to cover necessary costs in fiscal year 1991. The Senate based its recommendation on the current best estimate, but that estimate had been revised to approximately $4,800,000,000.

The witnesses also indicated the potential need for additional funds if estimated savings of approximately $2,000,000,000 were to be achieved. The conferees have agreed to an appropriation of $22,000,000,000 for the FSLIC Resolution Fund in fiscal year 1991. This will permit the payment of basic obligations. In addition, it will provide sufficient funds to permit the prepayment of certain higher interest rate obligations and thus realize a savings of approximately $2,000,000,000.

TITLE V—GENERAL PROVISIONS

Amendment No. 117: Deletes language proposed by the House and stricken by the Senate which denies community development grant funds to municipalities that permit the use of excessive force against non-violent civil rights demonstrators. The conferees have agreed to delete such language as the matter is being addressed in the conference on the housing authorization bill.

Amendment No. 118: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate limiting the number of non-career senior executive service appointees at the Department of Housing and Urban Development.

Amendment No. 119: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter proposed by said amendment, insert the following:

Sec. 517. None of the funds appropriated under title II of this Act, or otherwise available to the Department of Housing and Urban De-

velopment, shall be used for first class travel of any Department official or employee unless required by medical necessity or on airplane flights longer than seven hours.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 120: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter proposed by said amendment, insert the following:

Sec. 518. None of the funds appropriated under title I of this Act shall be used to enter into any new lease of real property if the estimated annual rental is more than $300,000, unless the Secretary submits, in writing, a report to the Committees on Appropriations of the Congress and a period of 30 days has expired following the date on which the report is received by the Committees on Appropriations.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The conferees have modified the Senate proposal to prohibit the VA from entering into long-term leases that exceed $300,000. The conferees do not wish to restrict the use of leases when it is deemed necessary, but are concerned that at times this method has been used to circumvent the normal construction appropriations process.

Amendment No. 121: Deletes language proposed by the Senate codifying all aspects of the Committees' reports with respect to HUD.

The conferees have deleted a provision, proposed by the Senate, that would have incorporated into the fiscal year 1991 VA, HUD and Independent Agencies Appropriations Act, all report language related to the Department of Housing and Urban Development included in House Report 101-556 and Senate Report 101-474. The Senate reluctantly included this provision after a decision by the Department earlier this year to reverse its longstanding agreement with the Committees on Appropriations to seek prior notification and concurrence on all reprogramming actions involving amounts equal to, or greater than, $250,000.

Since fiscal year 1977, the Senate Committee on Appropriations has included language in the VA, HUD and Independent Agencies Appropriations report that requires agencies, commissions and departments funded through that bill to comply with these guidelines, which also apply to any substantial reorganization of offices, programs or activities prior to the implementation of such reorganizations. These reprogramming guidelines, which have been required by the House Committee on Appropriations as well, have served both the executive and legislative branches well in balancing their respective roles under the Constitution. These guidelines permit federal agencies and departments to retain the maximum executive branch flexibility in administering programs and managing personnel, while permitting the Congress to exercise the oversight responsibilities entrusted to it by the American taxpayer.

In deleting the Senate provision, the conferees note that the letter of October 11, 1990 from the Secretary of Housing and Urban

Development to the Committees on Appropriations restates the Department's commitment to fully abide by the Committee's reprogramming guidelines: to obtain the concurrence of the Appropriations Committees before proceeding with any reprogramming action, or before expending funds over the ceilings identified in the conference report for each HUD program. The conferees therefore accept the Secretary's, and the Department's, commitment to comply with these guidelines, and have therefore deleted the far more restrictive and less flexible statutory language proposed by the Senate.

CONFERENCE TOTAL—WITH COMPARISONS

The total new budget (obligational) authority for the fiscal year 1991 recommended by the Committee of Conference, with comparisons to the fiscal year 1990 amount, the 1991 budget estimates, and the House and Senate bills for 1991 follow:

	Amount
New budget (obligational authority, fiscal year 1990	$66,318,628,000
Budget estimates of new (obligational) authority, fiscal year 1991	76,177,418,000
House bill, fiscal year 1991	80,659,240,400
Senate bill, fiscal year 1991	78,587,029,400
Conference agreement, fiscal year 1991	78,056,471,400
Conference agreement compared with:	
New budget (obligational) authority, fiscal year 1990	+11,737,843,400
Budget estimates of new (obligational) authority, fiscal year 1991	+1,879,053,400
House bill, fiscal year 1991	−2,602,769,000
Senate bill, fiscal year 1991	−530,558,000

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